Order Type:

Findings Agreed Order

Findings Order Justification:

Three or more enforcement actions (NOVs, orders, etc.) over the prior five year period for the same violation(s).

Media:

MWD

Small Business:

Yes

Location(s) Where Violation(s) Occurred:

Alta Vista Mobile Home Park, located approximately 13 miles north-northeast of the Fort Worth central business district and 1.9 miles east of Interstate Highway 35 West on the north bank of Big Bear Creek, west of its crossing of Alta Vista Road and approximately 0.5 mile south of the intersection of Alta Vista Road and Keller-Hicks Road, Keller, Tarrant County

Type of Operation:

Wastewater treatment facility

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: May 11, 2012

Comments Received: No

Penalty Information

Total Penalty Assessed: \$43,269

Amount Deferred for Expedited Settlement: \$0

Amount Deferred for Financial Inability to Pay: \$35,309

Total Paid to General Revenue: \$225 Total Due to General Revenue: \$7,735

Payment Plan: 35 payments of \$221 each

SEP Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - Average Site/RN - Average

Major Source: No

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: September 2002

Investigation Information

Complaint Date(s): N/A Complaint Information: N/A

Date(s) of Investigation: March 11, 2011

Date(s) of NOE(s): May 10, 2011

Violation Information

- 1. Failed to comply with the permitted effluent limits for total suspended solids ("TSS"), biochemical oxygen demand (BOD), dissolved oxygen, and chlorine [Tex. Water Code § 26.121(a), 30 Tex. Admin. Code § 305.125(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0011032001, Effluent Limitations and Monitoring Requirements Nos. 1, 2, and 6].
- 2. Failed to submit discharge monitoring reports ("DMRs") at the specified frequency [30 Tex. Admin. Code §§ 305.125(17) and 319.7(d) and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 1].
- 3. Failed to submit a timely, complete, and accurate annual sludge report for the monitoring period ending July 31, 2010 [30 Tex. Admin. Code § 305.125(17) and TPDES Permit No. WQ0011032001, Sludge Provisions].
- 4. Failed to submit noncompliance notification reports for effluent violations which deviate from the permitted effluent limitation by more than 40% [30 Tex. Admin. Code § 305.125(1), and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 7.c.].
- 5. Failed to have all required monitoring and reporting records for sludge removal from the Facility available for review upon request [30 Tex. Admin. Code §§ 305.125(1) and (11)(B) and TPDES Permit No. WQ0011032001, Operational Requirements No. 11.f. and Sludge Provisions, Section II.E].
- 6. Failed to provide accurate flow measurements that conform to those prescribed in the Water Measurements Manual, United States Department of the Interior Bureau of Reclamation, Washington, D.C. or methods that are equivalent as approved by the Executive Director and to properly conduct the chlorine residual analysis [30 Tex. Admin. Code §§ 305.125(1) and 319.11(b) and (d) and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 2].
- 7. Failed to conduct and maintain records of process controls at the Facility [30 Tex. Admin. Code § 305.125(5) and TPDES Permit No. WQ0011032001, Operational Requirements No. 1].
- 8. Failed to have the backflow prevention device tested annually [30 Tex. Admin. Code § 317.4(a)(8)].

- 9. Failed to implement an adequate disinfection mechanism [30 TEX. ADMIN. CODE § 305.125(5) and TPDES Permit No. WQ0011032001, Operational Requirements No. 1].
- 10. Failed to ensure that the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained [30 Tex. Admin. Code § 305.125(5) and TPDES Permit No. WQ0012342001, Operational Requirements No. 1].
- 11. Failed to prevent the unauthorized discharges of wastewater [Tex. Water Code § 26.121, 30 Tex. Admin. Code § 305.125(1), and TPDES Permit No. WQ0011032001, Permit Conditions No. 2.g.].
- 12. Failed to report the unauthorized discharge of wastewater [30 Tex. Admin. Code § 305.125(9) and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 7.a.].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

Respondent has implemented the following corrective measures at the Facility:

- a. On September 9, 2010, submitted the DMRs for the monitoring periods ending February 28, 2010 through May 31, 2010;
- b. On November 29, 2010, submitted the DMRs for the monitoring periods ending June 30, 2010 through October 31, 2010;
- c. On March 14, 2011, submitted the DMR for the monitoring period ending November 30, 2010;
- d. On March 22, 2011, tested the backflow prevention device;
- e. On May 17, 2011, purchased a chlorine meter and began properly conducting the chlorine residual analysis and installed a ruler for accurate flow measurement;
- f. By May 17, 2011, blocked off the weirs so that all effluent would pass over the chlorine tablets prior to exiting the chlorine contact chamber;
- g. By May 17, 2011, increased the air flow in the aeration basin to eliminate the dead spots;
- h. By May 17, 2011, installed new bar screens that prevent solids from entering the aeration basin, the clarifier, and the effluent retention tank;

- i. By May 17, 2011, implemented improved procedures for waste removal to prevent accumulation of solids in the aeration basin, the clarifier, and the effluent retention tank; and
- j. By May 17, 2011, implemented procedures to ensure that the door to the effluent retention tank room and the gate to the Facility are locked when no one was present.

Technical Requirements:

The Order will require Respondent to:

- a. Within 30 days:
- i. Develop and implement a system for keeping all required records available for review, including but not limited to sludge records;
- ii. Begin implementing process controls;
- iii. Submit the DMRs for the monitoring periods ending December 31, 2010 and January 31, 2011 and a complete and accurate annual sludge report for the monitoring period ending July 31, 2010;
- iv. Submit the noncompliance notification reports for deviations of TSS limitations by more than 40% during the month of February 2009 and deviations of the BOD limitations by more than 40% during the month of May 2010;
- v. Submit the unauthorized discharge notifications for the overflows that occurred at the cleanouts located prior to the Facility;
- vi. Update the Facility's operational guidance and conduct employee training to ensure that self-reporting requirements are properly accomplished, including the timely submittal of signed and certified monthly DMRs, the timely submittal of signed and certified annual sludge reports, the timely submittal of noncompliance notification reports for effluent violations which deviate from the permitted effluent limitation by more than 40%, and the timely submittal of unauthorized discharge notifications; and
- vii. Clean up the debris around both cleanouts prior to the Facility.
- b. Within 45 days, submit written certification of compliance with Ordering Provision a.i. through a.vii.;
- c. Within 60 days, either obtain approval for the current disinfection mechanism or install and begin implementing an approved disinfection mechanism;

d. Within 75 days, submit written certification of compliance with Ordering Provision c.; and

e. Within 90 days, submit written certification demonstrating compliance.

Litigation Information

Date Petition(s) Filed: N/A Date Answer(s) Filed: N/A SOAH Referral Date: N/A Hearing Date(s): N/A Settlement Date: N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Jill Russell, Enforcement Division, Enforcement

Team 3, MC 169, (512) 239-4564; Debra Barber, Enforcement Division, MC 219,

(512) 239-0412

TCEQ SEP Coordinator: N/A

Respondent: Chester Alton Andrews, Owner, Alta Vista Mobile Home Park, 1916 East

Madison Avenue, El Cajon, California, 92019

Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW) Policy Revision 2 (September 2002) PCW Revision October 30, 2008 DATES Assigned 16-May-2011 PCW 9-Jun-2011 Screening 23-May-2011 **EPA Due RESPONDENT/FACILITY INFORMATION** Respondent Chester Alton Andrews Reg. Ent. Ref. No. RN102095619 Major/Minor Source Minor Facility/Site Region 4-Dallas/Fort Worth CASE INFORMATION Enf./Case ID No. 41691 No. of Violations 13 Order Type Findings Docket No. 2011-0792-MWD-E Media Program(s) Water Quality Government/Non-Profit No Multi-Media Enf. Coordinator Jill Russell EC's Team Enforcement Team Admin. Penalty \$ Limit Minimum \$0 Maximum \$10,000 Penalty Calculation Section TOTAL BASE PENALTY (Sum of violation base penalties) \$33,000 Subtotal 1 ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage. Compliance History 35.0% Enhancement Subtotals 2, 3, & 7 \$11,550 Enhancement for four months of self-reported effluent violations and Notes three NOVs for the same/similar violations within the last five years. 0.0% Enhancement Subtotal 4 \$0 Culpability No The Respondent does not meet the culpability criteria. Notes Good Faith Effort to Comply Total Adjustments Subtotal 5 \$1,350 0.0% Enhancement* Subtotal 6 \$0 **Economic Benefit** \$1,197 *Capped at the Total EB \$ Amount Total EB Amounts Approx. Cost of Compliance SUM OF SUBTOTALS 1-7 \$43,200 Final Subtotal \$69 OTHER FACTORS AS JUSTICE MAY REQUIRE 0.2% Adjustment Reduces or enhances the Final Subtotal by the indicated percentage

Enhancement to capture the avoided cost of compliance associated with

violation no. 9.

No deferral is recommended for Findings Orders.

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

\$43,269

\$43,269

\$43,269

\$0

Final Penalty Amount

Final Assessed Penalty

Adjustment

Reduction

0.0%

Notes

Notes

STATUTORY LIMIT ADJUSTMENT

PAYABLE PENALTY

Screening Date 23-May-2011

Docket No. 2011-0792-MWD-E

Policy Revision 2 (September 2002) PCW Revision October 30, 2008

Respondent Chester Alton Andrews **Case ID No.** 41691

Reg. Ent. Reference No. RN102095619

Media [Statute] Water Quality
Enf. Coordinator Jill Russell

Compliance History Worksheet

NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	7	35%
	Other written NOVs	0	0%
······································	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	U	0%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	n	0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	0	0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	0	0%
Audits	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%
	Ple	ase Enter Yes or No	
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%
at Violator (
No	Adjustment Per	centage (Subt	otal 3)
liance Histo	ry Person Classification (Subtotal 7)		
Average Pe	rformer Adjustment Pero	centage (Subt	otal 7
iiance Histo	ry Summary		
Compliance History	Enhancement for four months of self-reported effluent violations and three No same/similar violations within the last five years.	OVs for the	

	Date 23-May-2011	Docket No. 2011-0792-MWI	
	dent Chester Alton A No. 41691	Andrews	Policy Revision 2 (September 2002) PCW Revision October 30, 2008
Reg. Ent. Reference			
	tute] Water Quality lator Jill Russell		
Violation Nu	ımber 1		
Rule C	Pollutant Dis	Code § 26.121(a), 30 Tex. Admin. Code § 305.125(1), scharge Elimination System ("TPDES") Permit No. WQ0 nt Limitations and Monitoring Requirements Nos. 1, 2,	011032001,
Violation Descr		oly with the permitted effluent limits, as documented di onducted on March 11, 2011 and shown in the attache	
			Base Penalty \$10,000
>> Environmental, Pi	conerty and Hum	an Health Matrix	
		Harm	
	lease Major Actual	Moderate Minor	
Po	tential	Percent 10	0%
>>Programmatic Mat	rix		
Falsific	ation Major	Moderate Minor Percent (0%
		o evaluate biochemical oxygen demand 5-Day ("BOD")	
		unts of pollutants exceeded levels protective of human ed solids ("TSS"), dissolved oxygen, and total residual o	
Notes also	considered. As a resul	t of these discharges, human health or the environmen	t has been
expose		nount of pollutants which do not exceed levels that are uman health or environmental receptors.	protective or
<u> L</u>			
888888888888888888888888888888888888888			
		Adjustment	\$9,000
		Adjustment	\$9,000
Violation Events		Adjustment	
Violation Events			\$1,000
	per of Violation Events		\$1,000
	daily		\$1,000
	daily weekly		\$1,000
	daily weekly monthly n x quarterly	3 123 Number of violati	\$1,000
Numb	daily weekly monthly quarterly semiannual	3 123 Number of violati	\$1,000 on days
Numb	daily weekly monthly n x quarterly	3 123 Number of violati	\$1,000 on days
Numb	daily weekly monthly gone quarterly semiannual annual	3 123 Number of violati	\$1,000 on days
Numb	daily weekly monthly quarterly semiannual annual single event	3 123 Number of violati	\$1,000 on days
Numb	daily weekly monthly quarterly semiannual annual single event	3 123 Number of violation E	\$1,000 on days
Numb	daily weekly monthly quarterly semiannual annual single event	3 123 Number of violation E X Violation E aree quarterly events are recommended. 0.0% Reduction	\$1,000 on days
Mumb mark on with a	daily weekly monthly quarterly semiannual annual single event	3 123 Number of violation E X Violation E	\$1,000 on days Base Penalty \$3,000
Mumb mark on with a	daily weekly monthly quarterly semiannual annual single event Comply	3 123 Number of violation E X Violation E aree quarterly events are recommended. 0.0% Reduction	\$1,000 on days Base Penalty \$3,000
Mumb mark on with a	daily weekly monthly quarterly semiannual annual single event Comply Extraordinary	3 123 Number of violation E X Violation E aree quarterly events are recommended. 0.0% Reduction	\$1,000 on days Base Penalty \$3,000
Mumb mark on with a	daily weekly monthly quarterly semiannual annual single event Comply Extraordinary Ordinary	3 123 Number of violation x Violation E Tree quarterly events are recommended. 0.0% Reduction Before NOV NOV to EDPRP/Settlement Offer x (mark with x) The Respondent does not meet the good faith criteria for the set of the se	\$1,000 on days Base Penalty \$3,000
Mumb mark on with a	daily weekly monthly quarterly semiannual annual single event Comply Extraordinary Ordinary N/A	3 123 Number of violation E x Violation E nree quarterly events are recommended. 0.0% Reduction Before NOV NOV to EDPRP/Settlement Offer x (mark with x)	\$1,000 on days Base Penalty \$3,000
Mumb mark on with a	daily weekly monthly quarterly semiannual annual single event Comply Extraordinary Ordinary N/A	3 123 Number of violation E X Violation E O.0% Reduction Before NOV NOV to EDPRP/Settlement Offer X (mark with x) The Respondent does not meet the good faith criteria f this violation.	\$1,000 on days Base Penalty \$3,000
Mark on with a	daily weekly monthly quarterly semiannual annual single event The Comply Extraordinary N/A Notes	3 123 Number of violation X Violation E Tree quarterly events are recommended. 0.0% Reduction Before NOV NOV to EDPRP/Settlement Offer X (mark with x) The Respondent does not meet the good faith criteria f this violation. Violation	\$1,000 on days sase Penalty \$3,000 \$0 \$0 \$3,000
Mark on with a Good Faith Efforts to	daily weekly monthly quarterly semiannual annual single event Comply Extraordinary Ordinary N/A Notes	3 123 Number of violation X Violation E Tree quarterly events are recommended. 0.0% Reduction Before NOV NOV to EDPRP/Settlement Offer X (mark with x) The Respondent does not meet the good faith criteria f this violation. Violation Statutory Line	\$1,000 on days sase Penalty \$3,000 or \$0 or Subtotal \$3,000 nit Test
Mark on with a Good Faith Efforts to	daily weekly monthly quarterly semiannual annual single event The Comply Extraordinary N/A Notes	3 123 Number of violation X Violation E Tree quarterly events are recommended. 0.0% Reduction Before NOV NOV to EDPRP/Settlement Offer X (mark with x) The Respondent does not meet the good faith criteria f this violation. Violation	\$1,000 on days sase Penalty \$3,000 for \$5,000 and \$3,000 and \$3,000 and \$3,000 and \$3,000 and \$4,056

	E	conomic	Benefit	Wo	rksheet		
Respondent Case ID No.	Chester Alton 41691	Andrews				in in the second se	
Reg. Ent. Reference No. Media Violation No.	Water Quality	•				Percent Interest	Years of Depreciation
violation ito.	1					5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0 1
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	31-May-2010	17-Mar-2012	1.80	\$899	n/a l	\$899
	to the wastew	ater treatment sy	stem. Date req the estima	uired is ted dat	the first date of note of compliance.	mplement necessar on-compliance and or one-time avoic	the final date is
Avoided Costs	ANNUAL	IZE [I] avoided	costs before				
Disposal		 	***************************************	0.00	\$0 \$0	\$0 \$0	<u>\$0</u> \$0
Personnel nspection/Reporting/Sampling		 		0.00	\$0 \$0	\$0 \$0	\$0 \$0
Supplies/equipment		 		0.00	\$0 \$0	\$0 \$0	<u>\$0</u>
Financial Assurance [2]				0.00	\$0 \$0	\$0 \$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0 \$0	\$0 \$0	\$0
Other (as needed)				0.00	\$0	*0 *1	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$10,000			TOTAL[\$899

Case ID N Reg. Ent. Reference N Media [Statute Enf. Coordinate Violation Numb	nt Chester Alton Andrews 0. 41691 0. RN102095619 2] Water Quality 0. Jill Russell er 2	Docket No. 2011-0792-MWD-E		PCW ion 2 (September 2002) vision October 30, 2008
Rule Cite(Violation Description	WQ001103200 Failed to submit discharge	e §§ 305.125(17) and 319.7(d) and TPDES Permi 1, Monitoring and Reporting Requirements No. 1 ge monitoring reports ("DMRs") for the monitoring december 31, 2010 and January 31, 2011.		
>> Environmental, Prop Relea OR Actu Potent >> Programmatic Matrix Falsificatio	se Major Moderate	e Minor Percent 0%	e Penalty [\$10,000
Matrix Notes	100% of the	rule requirement was not met. Adjustment	\$9,000	\$1,000
Violation Events Number of the state of the	dally weekly monthly quarterly semiannual	123 Number of violation of Violation of Violation Base		\$2,000
Good Faith Efforts to Co		are recommended (one for each DMR). 96 Reduction V NOV to EDPRP/Settlement Offer		\$0
	Extraordinary Ordinary N/A x	(mark with x) ondent does not meet the good faith criteria for this violation. Violation:	Subtotal√	\$2,000
Economic Benefit (EB) fo	ated EB Amount	Statutory Limit \$38 Violation Final Penal Violation Final Assessed Penalty (adjusted fo	Test	\$2,704 \$2,704

Respondent Case ID No.							
eg. Ent. Reference No.							
	Water Quality						Years of
Violation No.						Percent Interest	Depreciatio
Violation No.	_					5.0	1
	Thomas Count	Data Descrived	Final Bata	V	Totoract Cayad	Onetime Costs	EB Amount
Item Description		Date Required	rillai Date	113	Interest Saveu	Ollethile Costs	LD AINOUIN
rtem bescription	NO COMMINAS OF \$					90 MS78 25 25 25 20 LL SECLED EU 100.	HITTARIJIOKARASKIJIIII
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land			-253 - 3625	0.00	<u>\$0</u>	n/a	<u>\$0</u>
Record Keeping System	\$50	20-Jan-2011	17-Jan-2012	0.99	\$2 \$0	n/a n/a	\$2 \$0
Training/Sampling				0.00		******************************	\$0 \$0
Remediation/Disposal					\$0 ¢∩	n/a n/a	
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	The estimated that self-repo certified mo	and t d cost to update t orting requiremen onthly DMRs, the	he final date is he Facility's ope its are properly timely submitta	0.00 2.87 er report the esti erational accomp I of sign	\$0 \$36 rt). Date required mated date of con Il guidance and co plished, including t ned and certified a	n/a n/a is the date the first npliance. nduct employee trai the timely submittal nnual sludge reports	\$0 \$36 report was du ning to ensure of signed and s, the timely
Permit Costs Other (as needed)	The estimated The estimate that self-rep certified mo submittal of effluent limit	cost to submit th and t d cost to update t orting requiremen onthly DMRs, the noncompliance n tation by more th	e DMRs (\$25 p he final date is he Facility's op- its are properly timely submitta otification repoi an 40%, and the first noncomple	0.00 2,87 er reporting estional accomplishing for estimely lance n	\$0 \$36 rt). Date required mated date of con il guidance and co polished, including t ned and certified a ffluent violations v y submittal of una otification report v	n/a n/a is the date the first npliance. nduct employee trai he timely submittal	\$0 \$36 report was du ning to ensure of signed and s, the timely he permitted notifications.
Permit Costs Other (as needed) Notes for DELAYED costs	The estimated The estimate that self-rep certified mo submittal of effluent limit Date requir	cost to submit the and to and to do to update to orthogonal requirementally DMRs, the noncompliance notation by more the dots the date the	e DMRs (\$25 p he final date is he Facility's op its are properly timely submitta otification repoi an 40%, and the first noncomplestimate	0.00 2.87 er reporting estimational accomplishing for each of timely lance ned date	\$0 \$36 t). Date required mated date of con il guidance and contied and certified a ffluent violations vy submittal of una otification report vof compliance.	n/a n/a is the date the first npliance. nduct employee trai the timely submittal nnual sludge reports which deviate from t uthorized discharge was due and the fina	\$0 \$36 report was du ning to ensure of signed and s, the timely he permitted notifications. I date is the
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	The estimated The estimate that self-rep certified mo submittal of effluent limit Date requir	cost to submit the and to and to do to update to orthogonal requirementally DMRs, the noncompliance notation by more the dots the date the	e DMRs (\$25 p he final date is he Facility's op its are properly timely submitta otification repoi an 40%, and the first noncomplestimate	0.00 2.87 er reporting the estimational accomplishing the first to be a constant of the first term of	\$0 \$36 t). Date required mated date of con il guidance and condished, including the date of continuous was submittal of una otification report vof compliance.	n/a n/a is the date the first npliance. Induct employee trai the timely submittal nnual sludge reports which deviate from t uthorized discharge was due and the fina for one-time avoid	\$0 \$36 report was du ning to ensure of signed and s, the timely he permitted notifications. I date is the
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	The estimated The estimate that self-rep certified mo submittal of effluent limit Date requir	cost to submit the and to and to do to update to orthogonal requirementally DMRs, the noncompliance notation by more the dots the date the	e DMRs (\$25 p he final date is he Facility's op its are properly timely submitta otification repoi an 40%, and the first noncomplestimate	0.00 2.87 er report the estive rational accomplishing for each of the content of	\$0 \$36 rt). Date required mated date of con il guidance and collished, including the ned and certified a ffluent violations by submittal of unal otification report vof compliance. Ig item (except 1)	n/a n/a n/a is the date the first npliance. nduct employee trai the timely submittal nnual sludge report which deviate from t uthorized discharge vas due and the fina for one-time avoid \$0	\$0 \$36 report was du ning to ensure of signed and s, the timely he permitted notifications. I date is the led costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	The estimated The estimate that self-rep certified mo submittal of effluent limit Date requir	cost to submit the and to and to do to update to orthogonal requirementally DMRs, the noncompliance notation by more the dots the date the	e DMRs (\$25 p he final date is he Facility's op its are properly timely submitta otification repoi an 40%, and the first noncomplestimate	0.00 2.87 er reporting the estimational accomplishing the first to be a constant of the first term of	\$0 \$36 t). Date required mated date of con il guidance and condished, including the date of continuous was submittal of una otification report vof compliance.	n/a n/a is the date the first npliance. Induct employee trai the timely submittal nnual sludge reports which deviate from t uthorized discharge was due and the fina for one-time avoid	\$0 \$36 report was du ning to ensure of signed and s, the timely he permitted notifications. I date is the
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	The estimated The estimate that self-rep certified mo submittal of effluent limit Date requir	cost to submit the and to and to do to update to orthogonal requirementally DMRs, the noncompliance notation by more the dots the date the	e DMRs (\$25 p he final date is he Facility's op its are properly timely submitta otification repoi an 40%, and the first noncomplestimate	o.00 2,87 er repoint estimation accomplished for eactimation accomplished	\$0 \$36 rt). Date required mated date of con il guidance and collished, including the dand certified a ffluent violations of y submittal of unavotification report vof compliance. rg item (except in \$0 \$0 \$0	n/a n/a n/a is the date the first npliance. Induct employee trai the timely submittal nnual sludge report which deviate from t uthorized discharge was due and the fina for one-time avoid \$0 \$0 \$0	\$0 \$36 report was du ning to ensure of signed and s, the timely he permitted notifications. I date is the led costs) \$0 \$0
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Screening Date		Docket No. 2011-0792-MWD-E	PCW
Case ID No Reg. Ent. Reference No Media [Statute Enf. Coordinator Violation Number	RN102095619 Water Quality Jill Russell 3		Policy Revision 2 (September 2002) PCW Revision October 30, 2008
Rule Cite(s)	30 Tex. Admin. Code	§§ 305.125(17) and 319.7(d) and TPDES Permit , Monitoring and Reporting Requirements No. 1 $$	No.
Violation Description	Failed to timely submit DI	MRs for the monitoring periods ending February 2 through November 30, 2010.	28, 2010
		Base	Penalty \$10,000
>> Environmental, Prope Release OR Actua Potentia	Harm • Major Moderate		
>>Programmatic Matrix			
Falsification	Major Moderate	natify year production of the control of the contro	
		X Percent 1%	
Matrix	At least 70% of	the rule requirement was met.	
Notes	At least 70 % Of	the rule regulieriene was mee.	
Na ay dana ana antana dana dana dana dana dan		Adjustment	\$9,900
***************************************	***************************************		\$100
Violation Events			
Number of '	Violation Events 10	359 Number of violation d	ays
mark only one with an х	daily weekly monthly quarterly semiannual annual single event x	Violation Base	Penalty \$1,000
	Ten single events are	e recommended (one for each DMR).	
Good Faith Efforts to Com	ply 0.09	6 Reduction	\$0
	Extraordinary Ordinary N/A x	NOV to EDPRP/Settlement Offer (mark with x)	
	The state of the s	ndent does not meet the good faith criteria for this violation.	The Company of Common
		Violation S	ubtotal \$1,000
Economic Benefit (EB) for	this violation	Statutory Limit T	est
	ed EB Amount	\$12 Violation Final Penalt	
Estillat		· ·	
	inis vi	olation Final Assessed Penalty (adjusted for	mme): \$1,552

\$250	Date Required		Yrs 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$12 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 n/a n/a n/a n/a n/a	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
\$250	20-Mar-2010		0.00 0.00 0.00 0.00 0.00 0.00 0.98 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$1 \$0 \$12 \$0 \$0	\$0 \$0 \$0 \$0 \$0 n/a n/a n/a n/a	\$0 \$0 \$0 \$0 \$0 \$0 \$12 \$0 \$0 \$0
\$250		14-Mar-2011	0.00 0.00 0.00 0.00 0.98 0.00 0.00	\$0 \$0 \$0 \$0 \$1 \$12 \$0 \$0 \$0	\$0 \$0 \$0 n/a n/a n/a n/a	\$0 \$0 \$0 \$0 \$12 \$0 \$0
		14-Mar-2011	0.00 0.00 0.00 0.00 0.98 0.00 0.00	\$0 \$0 \$0 \$0 \$1 \$12 \$0 \$0 \$0	\$0 \$0 \$0 n/a n/a n/a n/a	\$0 \$0 \$0 \$0 \$12 \$0 \$0
		14-Mar-2011	0.00 0.00 0.00 0.00 0.98 0.00 0.00	\$0 \$0 \$0 \$0 \$1 \$12 \$0 \$0 \$0	\$0 \$0 \$0 n/a n/a n/a n/a	\$0 \$0 \$0 \$0 \$12 \$0 \$0
		14-Mar-2011	0.00 0.00 0.00 0.98 0.00 0.00	\$0 \$0 \$0 \$12 \$0 \$0 \$0	\$0 \$0 n/a n/a n/a n/a	\$0 \$0 \$0 \$12 \$0 \$0 \$0
		14-Mar-2011	0.00 0.00 0.98 0.00 0.00	\$0 \$0 \$12 \$0 \$0 \$0	\$0 n/a n/a n/a n/a n/a	\$0 \$0 \$12 \$0 \$0 \$0
		14-Mar-2011	0.00 0.98 0.00 0.00 0.00	\$0 \$12 \$0 \$0 \$0	n/a n/a n/a n/a n/a	\$0 \$12 \$0 \$0 \$0
		14-Mar-2011	0.98 0.00 0.00 0.00	\$12 \$0 \$0 \$0	n/a n/a n/a n/a	\$12 \$0 \$0 \$0
		14-Mar-2011	0.00	\$0 \$0 \$0	n/a n/a n/a	\$0 \$0 \$0
e estimated			0.00	\$0 \$0	n/a n/a	\$0 \$0
e estimated			0.00	\$0	n/a	\$0
e estimated						
e estimated		L	10,00	\$1	I n/a	
at self-repor	ting requirement	s are properly a	ccompl	ished is included i	n the economic bene	efit for violation
ANNUALI	IZE [1] avoided	costs before	enterir	ng item (except	for one-time avoid	jed costs)
						\$0
			0.00	\$0	\$0	\$0
			0.00	\$0	\$0	\$0
			0.00	\$0	\$0	\$0
			0.00	\$0	\$0	\$0
			0.00			\$0
	<u> </u>		<u> 0.00 </u>	\$0	<u> </u>	50
	at self-repor	st self-reporting requirement	at self-reporting requirements are properly a	ANNUALIZE [1] avoided costs before entering 0.000 0.00	ANNUALIZE [1] avoided costs before entering item (except 0.00 \$0.00 \$0 0.00 \$0 0.00 \$0 0.00 \$0 0.00 \$0.00 \$0 0.00 \$0.00 \$0 0.00 \$0 0.00 \$0 0.00 \$0 0.0	ANNUALIZE [1] avoided costs before entering item (except for one-time avoid 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0

>> Environmental, Property and Human Health Matrix Harm Release Major Moderate Minor OR Actual Potential Potential Percent O% >> Programmatic Matrix Falsification Major Moderate Minor Matrix Notes Adjustment \$9,000 \$1,000			23-May-2011	Docket No. 2011-0792-MWD-E		PCW
Reg. Ent. Reference No. RIJ 02095619 Media [Statute] Water Quality Enf. Coordinator] II Russel Violation Number Rule Cite(s) Falled to submit a timely, complete, and accurate annual sludge report for the monitoring period ending July 31, 2010. Specifically, the investigation documented sludge report for the monitoring period ending July 31, 2010. Specifically, the investigation documented sludge report submitted on November 29, 2010 indicated that no disposal had occurred. Base Penalty \$ 10,000 >> Environmental, Property and Human Health Matrix Harm Release Major Moderate Minor OR. Actus Property and Human Health Matrix Harm Moderate Minor Percent 046 >> Programmatic Matrix Falsification Major Moderate Minor Falsification Major Moderate Minor Notes 100% of the rule requirement was not met. \$ 1,000 Violation Events Violation Base Penalty \$1,000 Violation Base Penalty \$1,000 \$ 3,000						
Failed to submit a timely, complete, and accurate annual sludge report for the monitoring period ending July 31, 2010. Specifically, the investigator documental that studge had been disposed of during the 2010 reporting period that an utility and been disposed of during the 2010 reporting period but the annual sludge report for the monitoring period ending July 31, 2010. Specifically, the investigator documental that studge had been disposed of during the 2010 reporting period but the annual sludge report submitted on Rovember 22, 2010 indicated that no disposal had occurred. Passe Penalty	Reg. Ent. Refe	rence No.	RN102095619			
Violation Number Rule Cite(s) 8						
Falled to submit a timely, complete, and accurate annual studge report for the monitoring period ending July 31, 2010. Specifically, the investigator documented that studge had been disposed of during the 2010 reporting period but the annual studge report submitted on November 29, 2010 minimated that no disposal had occurred. Sase Penalty						
Matrix Notes 1,00% of the rule requirement was not met.	F	Rule Cite(s)	30 Tex. Admin. Code § 305.12		01, Sludge	
>> Environmental, Property and Human Health Matrix Harm Release Major Moderate Minor Percent 0%	Violation I	Description	monitoring period ending July that sludge had been disposed	31, 2010. Specifically, the investigator doc d of during the 2010 reporting period but the November 29, 2010 indicated that no dispo	umented ne annual	
Number of Violation Events Number of Viol				Bas	e Penalty	\$10,000
OR Release Major Moderate Minor Potential Percent 0% >> Programmatic Matrix Falsification Major Moderate Minor Falsification Major Moderate Minor Falsification Major Moderate Minor Falsification Major Moderate Minor Number of Violation Events 100% of the rule requirement was not met.	>> Environment	al, Proper	ty and Human Health M	atrix		
Percent O%		Release		Minor		
> Programmatic Matrix Falsification Major Moderate Minor Matrix Notes 100% of the rule requirement was not met.	OR	Actual				
Adjustment Sp,000		Potential		Percent 0%		
Matrix Notes Matrix Notes 100% of the rule requirement was not met.						
Matrix Notes Matrix Notes 100% of the rule requirement was not met.		Falsification	henenenenenenenenenenenenenenen han sammen aus aus aus aus der			
Notes 10 % of the Fuel Equirement was not rice. S9,000	Lean Paris					
Adjustment \$9,000 \$1,000 Violation Events Number of Violation Events 1 264 Number of violation days Mairy Weekly	Matrix		toon, et the suite a	and the same and t	7	
Violation Events Number of Violation Events Number of Violation Events	Notes		100% of the rule t	equirement was not met		
Violation Events Number of Violation Events Number of Violation Events	ll				40.000	
Number of Violation Events Number of Violation Events 1				Adjustment	\$9,000	
Number of Violation Events 1 264 Number of violation days daily weekly monthly quarterly semiannual annual single event x						\$1,000
Good Faith Efforts to Comply Comply	Violation Events					
weekly monthly quarterly semiannual annual single event x Violation Base Penalty \$1,000		Number of \	/iolation Events 1	264 Number of violation	days	
weekly monthly quarterly semiannual annual single event x Violation Base Penalty \$1,000		!		bulleting before the desired purpose and the second of		
Good Faith Efforts to Comply Semiannual annual single event is recommended. One single event is recommended. One single event is recommended. Sefore NOV NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A x (mark with x) The Respondent does not meet the good faith criteria for this violation. Violation Subtotal \$1,000 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$3 Violation Final Penalty Total \$1,352		·	[
Good Faith Efforts to Comply Before NOV NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A X (mark with x) The Respondent does not meet the good faith criteria for this violation. Violation Subtotal \$1,000 Economic Benefit (EB) for this violation Estimated EB Amount \$3 Violation Final Penalty Total \$1,352	· ·	nark only one	monthly			¢1.000
Annual Single event X One single event is recommended. Good Faith Efforts to Comply 0.0% Reduction \$0 Before NOV NOV to EDPRP/Settlement Offer Extraordinary Ordinary X (mark with x) X (mark with x) Yiolation Subtotal \$1,000 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$3 Violation Final Penalty Total \$1,352	•	, ,	{p asessassassassassassassassas	Violation Base	e Penalty	\$1,000
Good Faith Efforts to Comply Defore NOV NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A x (mark with x) The Respondent does not meet the good faith criteria for this violation. Violation Subtotal \$1,000 Economic Benefit (EB) for this violation Estimated EB Amount \$3 Violation Final Penalty Total \$1,352		-	annual			
Good Faith Efforts to Comply Before NOV NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A x (mark with x) Notes The Respondent does not meet the good faith criteria for this violation. Violation Subtotal \$1,000 Economic Benefit (EB) for this Violation Estimated EB Amount \$3 Violation Final Penalty Total \$1,352			single event x			
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Extraordinary Ordinary N/A x (mark with x) Notes The Respondent does not meet the good faith criteria for this violation. Violation Subtotal \$1,000 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$3 Violation Final Penalty Total \$1,352	Good Faith Effort	s to Com				\$0
N/A x (mark with x) Notes The Respondent does not meet the good faith criteria for this violation. Violation Subtotal \$1,000 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$3 Violation Final Penalty Total \$1,352			page and a second secon			
Notes The Respondent does not meet the good faith criteria for this violation. Violation Subtotal \$1,000 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$3 Violation Final Penalty Total \$1,352						
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Violation Subtotal \$1,000 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$3 Violation Final Penalty Total \$1,352			Notes The Respondent			
Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$3 Violation Final Penalty Total \$1,352			Lecture de la compansion de la compansio	The Desirence		
Estimated EB Amount \$3 Violation Final Penalty Total \$1,352				Violation	Subtotal	\$1,000
Estimated EB Amount \$3 Violation Final Penalty Total \$1,352	Economic Renefit	(EB) for	this violation	Statutory Limit	Test	
				-		¢1 2€2
This violation Final Assessed Penalty (adjusted for limits) \$1,352		Estimate	-			
			This violat	ion Final Assessed Penalty (adjusted fo	or limits)	\$1,352

teg. Ent. Reference No.						#2000000000000000000000000000000000000	
Media Violation No.	Water Quality					Percent Interest	Years of Depreciation
vadiguoja no.						5.0	1!
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	f					
111111111111111111111111111111111111111		65-555		*1279258888			nace seedong PRESIDENCE NO 1981
Delayed Costs	r==========	(,			
Equipment	*************			0.00	\$0	\$0	<u>\$0</u>
Buildings		ļ		0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	<u>\$0</u>	<u>\$0</u>
Engineering/construction				0.00	<u>\$0</u>	\$0 n/a	<u>\$0</u> \$0
Land	\$50	1-Sep-2010	17-Jan-2012	1.38	\$0 \$3	n/a	\$3
Record Keeping System Training/Sampling	330	1-3ep-2010	17-2011-5015	0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0 \$0	n/a	\$0 \$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed) Notes for DELAYED costs	period end estimated	ding July 31, 2010 date of compliant). Date required te. The estimate	0.00 ete, an is the ed cost	\$0 d accurate annual date the report wa to update the Fac	n/a sludge report for the as due and the final ility's operational gu	\$0 ne monitoring date is the pidance and
Other (as needed)	period end estimated	ding July 31, 2010 date of compliant nployee training I	 Date required ce. The estimate co ensure that s 	0.00 ete, and is the ed cost elf-repo	\$0 d accurate annual date the report wa to update the Fac	n/a sludge report for the as due and the final ility's operational gu ts are properly acco	\$0 ne monitoring date is the pidance and
Other (as needed)	period end estimated conduct er	ding July 31, 2010 date of compliant nployee training I inclu	 Date required te. The estimate to ensure that suded in the econ 	0.00 ete, and is the ed cost elf-reporter to the entering	\$0 d accurate annual date the report wa to update the Fac orting requirement cenefit for violation ig item (except i	n/a sludge report for the state and the final lility's operational guts are properly account of the final and the final lility's operational guts are properly account of the final	\$0 ne monitoring date is the hidance and mplished is
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	period end estimated conduct er	ding July 31, 2010 date of compliant nployee training I inclu	 Date required te. The estimate to ensure that suded in the econ 	0.00 ete, an is the ed cost elf-reproduct nomic tenterin	\$0 d accurate annual date the report wa to update the Fac orting requirement senefit for violation g item (except i	n/a sludge report for the state and the final illity's operational guts are properly acconno. 2. for one-time avoid	\$0 ne monitoring date is the plidance and mplished is led costs) \$0
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Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	period end estimated conduct er	ding July 31, 2010 date of compliant nployee training I inclu	 Date required te. The estimate to ensure that suded in the econ 	ete, and is the ed cost elf-report to the ed	\$0 d accurate annual date the report wa to update the Fac orting requirement enefit for violation gitem (except of \$0 \$0 \$0 \$0	n/a sludge report for the state and the final dility's operational guts are properly account. 2. For one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 ne monitoring date is the hidance and mplished is led costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	period end estimated conduct er	ding July 31, 2010 date of compliant nployee training I inclu	 Date required te. The estimate to ensure that suded in the econ 	ete, an is the ed cost elf-reponent between 0.00 0.00 0.00 0.00	\$0 d accurate annual date the report wa to update the Fac orting requirement enefit for violation gitem (except 1 \$0 \$0 \$0 \$0 \$0 \$0	n/a sludge report for the sign due and the final slifty's operational guts are properly account. 2. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 ne monitoring date is the hidance and mplished is led costs) \$0 \$0 \$0 \$0
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Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	period end estimated conduct er	ding July 31, 2010 date of compliant nployee training I inclu	 Date required te. The estimate to ensure that suded in the econ 	0.00 ete, and is the ed cost elf-reproduct benterin 0.00 0.00 0.00 0.00 0.00 0.00	\$0 d accurate annual date the report wa to update the Fac orting requirement senefit for violation gitem (except i \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a sludge report for the sidue and the final illity's operational guts are properly account no. 2. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 the monitoring date is the hidance and mplished is fed costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	period end estimated conduct er	ding July 31, 2010 date of compliant nployee training I inclu	 Date required te. The estimate to ensure that suded in the econ 	ete, and is the ed cost elf-reprince between 0.00 0.00 0.00 0.00 0.00 0.00	\$0 d accurate annual date the report wa to update the Fac orting requirement senefit for violation gitem (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a sludge report for the sidue and the final illity's operational guts are properly account of the final sidue and the final guts are properly account of the final sidue and the final s	\$0 ne monitoring date is the hidance and mplished is led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	period end estimated conduct er	ding July 31, 2010 date of compliant nployee training I inclu	 Date required te. The estimate to ensure that suded in the econ 	0.00 ete, and is the ed cost elf-reproduct benterin 0.00 0.00 0.00 0.00 0.00 0.00	\$0 d accurate annual date the report wa to update the Fac orting requirement senefit for violation gitem (except i \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a sludge report for the sidue and the final illity's operational guts are properly account no. 2. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 the monitoring date is the hidance and mplished is fed costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$

Screening Date	23-May-2011 Do	cket No. 2011-0792-MWD-E		PCW
	Chester Alton Andrews		Policy Revision 2 (S	
Case ID No. Reg. Ent. Reference No.			PCW Revision C	ctober 30, 2008
Media [Statute]				
Enf. Coordinator				
Violation Number Rule Cite(s)				
Kaic Gite(5)	30 Tex. Admin. Code § 305.125(1), a Monitoring and Reportir	nd TPDES Permit No. WQ001103 ig Requirements No. 7.c.	2001,	3
	Failed to submit noncompliance notifica	tion reports for effluent violation	s which	
Violation Description	deviate from the permitted effluent lim noncompliance notification reports we			
Violation Description	limitations by more than 40% during the			
	the BOD limitations by more than 4	10% during the month of May 20	10.	
		Race	e Penalty	\$10,000
		DdSi	e Pellaity	\$10,000
>> Environmental, Prope	ty and Human Health Matrix Harm			
Release	Major Moderate Minor			
OR Actual		Percent 0%		
Potential	· · · · · · · · · · · · · · · · · · ·	reicent 070		
>>Programmatic Matrix				
Falsification	Major Moderate Minor	Percent 10%		
Leasen and the second				
Matrix				
Notes	100% of the rule requiremen	t was not met.		
L			U	
		Adjustment	\$9,000	
				\$1,000
Violation Events				
		Number of violation	dave	
Number of	iolation Events 2	809 Number of violation (uays	
-	daily			
	weekly monthly			
mark only one with an x	quarterly	Violation Base	Penalty	\$2,000
	semiannual			
	annual single eyent x			
- Company of the Comp	3			
T	vo single events are recommended (one fo	r each noncompliance report).		
WWW.				-
Good Faith Efforts to Com	0.0% Reduction			\$0
	Before NOV NOV to EDPRP/S	Settlement Offer		
	Extraordinary	***************************************		
	Ordinary X (mark with x)	***************************************		
		meet the good faith criteria for		
		violation.		
			Contraction of the Contraction o	
		Violation	Subtotal	\$2,000
Economic Benefit (EB) for	this violation	Statutory Limit	Test	
Estimat	ed EB Amount \$6	Violation Final Pena	ilty Total	\$2,704
mo crittu		Assessed Penalty (adjusted fo	-	\$2,704
	inis violation rinal	maacaacu relidity (dujusteu 10	/ mmt3/	¥2,70T

	E	conomic	Benefit	wo	rksheet		
Respondent Case ID No.	41691						ocean nee governmente een i in i i i i i i
Reg. Ent. Reference No. Media Violation No.	Water Quality					Percent Interest	Years of Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	I No commas or \$						
Delayed Costs	;						
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction		J		0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$40	5-Mar-2009	17-Jan-2012	2.87	\$6	n/a	\$6
Training/Sampling		ĮI		0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	<u>\$0</u>
Permit Costs		1		0.00	\$0 \$0	n/a n/a	\$0 \$0
Notes for DELAYED costs		d cost to update t			te of compliance.	وللبوال والكوال والبالوا	
	that self-repoi	ting requirement		ccompl	ished is included ir	nduct employee train the economic bene	
			s are properly a	ccompl no.	ished is included ir 2.	the economic bene	efit for violation
Avoided Costs			s are properly a	ccompl no. enterir	ished is included ir 2. 1 g item (except f	the economic bene- for one-time avoic	efit for violation led costs)
Disposal			s are properly a	ccompl na. enterir 0.00	ished is included in 2. ig item (except f \$0	or one-time avoic \$0	efit for violation led costs) \$0
Disposal Personnel			s are properly a	ccompl no. enterir 0.00	ished is included in 2. Ing item (except in \$0 \$0	or one-time avoid	efit for violation led costs) \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling			s are properly a	no. no. nterir 0.00 0.00 0.00	ished is included in 2. ng item (except to \$0 \$0 \$0 \$0	for one-time avoid	efit for violation led costs) \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment			s are properly a	0.00 0.00 0.00	ished is included in 2. ng item (except if \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	for one-time avoic \$0 \$0 \$0 \$0 \$0	efit for violation led costs) \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]			s are properly a	no. enterir 0.00 0.00 0.00 0.00	ished is included in 2. ig item (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or the economic benefit of the	### For violation Fed costs
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			s are properly a	0.00 0.00 0.00 0.00 0.00 0.00	ished is included in 2. ig item (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or the economic benefits avoic \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	### For violation Fed costs
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]			s are properly a	no. enterir 0.00 0.00 0.00 0.00	ished is included in 2. ig item (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or the economic benefit of the	efit for violation ed costs
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			s are properly a	0.00 0.00 0.00 0.00 0.00 0.00	ished is included in 2. ig item (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or the economic benefits avoic \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	### For violation Fed costs

Screening Date		Docket No. 2011-0792-MWD-E	PCW
Respondent Case ID No.	Chester Alton Andrews		Policy Revision 2 (September 2002)
Reg. Ent. Reference No.			PCW Revision October 30, 2008
Media [Statute]			
Enf. Coordinator	Secretary and the secretary an		
Violation Number Rule Cite(s)		e §§ 305.125(1) and (11)(B) and TPDES Permit I	do.
	a contraining aca	nal Requirements No. 11.f. and Sludge Provisions	, Section
		ne	
		monitoring and reporting records for sludge rem	
Violation Description		eview upon request. Specifically, the waste mani ot available for review at the time of the investige	
	J. 2.29 C. 2.20 C. 2.2		
	<u> </u>		
		Base	Penalty \$10,000
>> Environmental, Proper	rty and Human Healt	h Matrix	
	Harm		
Release OR Actual	The production of the second s	Minor	
Potential	provide the second seco	Percent 0%	
>>Programmatic Matrix Falsification	Major Moderate	Minor	
	x	Percent 10%	
Matrix	10000 46+6		
Notes	100% of the f	ule requirement was not met.	
Loneitenantamananiatia	227.231.231.322.322.331.2332.202.202.202.202.202.202.202.202.20		
		Adjustment	\$9,000
			\$1,000
Violation Events		,	
Violation Events		· · · · · · · · · · · · · · · · · · ·	
Number of '	Violation Events 1	73 Number of violation d	ays
	daily		
	weekly		
mark only one	monthly	M. Janes	A1 000
with an x	quarterly semiannual	Violation Base	Penalty \$1,000
-	annual		
Political Political Control of Co	single event x		
			7400000000000
	One singl	e event is recommended.	
Good Faith Efforts to Com	ply 0.0%	6 Reduction	\$0
	Before NOV	NOV to EDPRP/Settlement Offer	200 PPC 2010 1 100 C 2011 Computer Million State
	Extraordinary		
	Ordinary N/A x	(mark with x)	***************************************

	Notes Ine Respon	ndent does not meet the good faith criteria for this violation.	
	Lancacacacacacacacacacacacacacacacacacac		
		Violation S	Subtotal \$1,000
Economic Benefit (EB) for	this violation	Statutory Limit	Test
Estimat	ed EB Amount	\$4 Violation Final Penal	ty Total \$1,352
	This v	iolation Final Assessed Penalty (adjusted for	· limits) \$1,352

teg. Ent. Reference No. Media Violation No.	Water Quality					Percent Interest	Years of Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
, Land		<u> </u>		0,00	\$0	n/a	\$0
Record Keeping System	\$100	11-Mar-2011	17-Jan-2012	0.85	\$4	n/a	\$4
		1	Sanda di Sanada Sanada Sanada San	0.00	\$0	n/a	\$0
Training/Sampling				000	1.0		
Remediation/Disposal				0.00	<u>\$0</u>	n/a	<u>\$0</u>
Remediation/Disposal Permit Costs Other (as needed)	Estimated co	st to develop and	Implement a sy	0.00	\$0 \$0	n/a n/a	\$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	Date re	quired is the inve	stigation date a	0.00 0.00 stem f	\$0 \$0 for keeping all required final date is the es	n/a n/a lired records availat stimated date of con	\$0 \$0 ole for review. opliance.
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Date re	quired is the inve	stigation date a	0.00 0.00 estem f nd the	\$0 \$0 for keeping all required final date is the es ng item (except i	n/a n/a lired records availab stimated date of con for one-time avoic	\$0 \$0 ble for review, apliance,
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Date re	quired is the inve	stigation date a	o.oo o.oo rstem f nd the enterir o.oo	\$0 \$0 for keeping all requ final date is the es ing item (except in \$0	n/a n/a lired records availat stimated date of con for one-time avoic \$0	\$0 \$0 ble for review. apliance. led costs) \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Date re	quired is the inve	stigation date a	stem find the	\$0 \$0 for keeping all requifinal date is the es ng item (except if \$0 \$0	n/a n/a Jired records availate the stimated date of conformertime avoice \$0 \$0 \$0	\$0 \$0 ble for review. appliance.
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel aspection/Reporting/Sampling	Date re	quired is the inve	stigation date a	0.00 0.00 estem f nd the enterir 0.00 0.00 0.00	\$0 \$0 for keeping all required final date is the est of item (except if \$0 \$0 \$0	n/a n/a uired records availabitimated date of conformertime avoid \$0 \$0 \$0 \$0	\$0 \$0 ble for review. apliance. led costs) \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/equipment	Date re	quired is the inve	stigation date a	0.00 0.00 estem f nd the enterir 0.00 0.00 0.00 0.00	\$0 \$0 for keeping all required final date is the est of tem (except if \$0 \$0 \$0 \$0	n/a n/a uired records availabitimated date of con for one-time avoic \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ble for review. npliance. led costs) \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Date re	quired is the inve	stigation date a	0.00 0.00 stem f nd the enterir 0.00 0.00 0.00 0.00	\$0 \$0 For keeping all required final date is the est against the est of the	n/a n/a Jired records available timated date of conformetime avoic \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ble for review. apliance. led costs) \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Date re	quired is the inve	stigation date a	0.00 0.00 estem f nd the enterir 0.00 0.00 0.00 0.00	\$0 \$0 for keeping all required final date is the est of tem (except if \$0 \$0 \$0 \$0	n/a n/a uired records availabitimated date of con for one-time avoic \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ble for review. npliance. led costs) \$0 \$0 \$0

	eening Date		Docket No	. 2011-0792-MWD-E		PCW
		Chester Alton Andrews				(September 2002)
Reg. Ent. Re	Case ID No.				PCW Revision	n October 30, 2008
	ia [Statute]					
	Coordinator					
	lation Number	Company of the Compan				
	Rule Cite(s)					
		30 Tex. Admin. Code 99	305.125(1) and 319.11(b) 1, Monitoring and Reportin		ermit No.	
Violatio	on Description	the Water Measurements of Reclamation, Washing the Executive Director Specifically, the investigat in conjunction with the 90 chlorine residual analysis	te flow measurements that Manual, United States De gton, D.C. or methods that r and to properly conduct the tor documented that no state degree V-notch weir and it sonly allowed the user to do lis with the chlorine present and consistent value	partment of the Interion are equivalent as appoint the chlorine residual an aff gauge was present the that the meter used for determine the color pro thand did not produce a	or Bureau roved by alysis. to be used r the total duced by	
				Base	e Penalty	\$10,000
>> Environme	ntal, Propei	rty and Human Healt	th Matrix			
	Release	Harm				
or	Actual	Sancara de la constanta del constanta de la constanta de la constanta de la co	111101			
	Potential		X	Percent 5%		
_						
>>Programma	Itic Matrix Falsification	Major Moderate	e Minor			
	T alsification	Major Moderate	5 Millor	Percent 0%		
	B	II				
Market	Human heal	th or the environment could	d be exposed to insignificar	nt amounts of pollutant	s which	
Matrix Notes	would not exc	eed levels that are protecti		ironmental receptors a	s a result	
Notes			of the violation.			
				***************************************	+0.500	
			Ac	djustment	\$9,500	
					***************************************	\$500
Violation Even	ts					
		2	68	Number of violation of	iavs	
		Light				
		daily				
		weekly				
	mark only one	monthly		10 t 15 m		#1.000
	with an x	quarterly	====	Violation Base	Penalty	\$1,000
		semiannual annual				
		single event x	>== 1			
		Two single events a	re recommended (one for e	each test).		
					اسمسسس	
Good Faith Eff	orts to Com	ply 10.0°	% Reduction			\$100
Good Laith En	onts to com	Before NOV	TO THE PROPERTY OF THE PROPERT	ffer	<u> </u>	7
		Extraordinary				
		Ordinary	X.			
		N/A	(mark with x)			
		The Res	spondent returned to comp	liance on May 17.		
		Notes	2011.			
		L.				
				Violation 5	Subtotal	
						\$900
				Violation	Subtotar	\$900
Economic Bene	efit (EB) for	this violation		Statutory Limit		\$900
Economic Bene			42	Statutory Limit	Test	
Economic Bend		this violation	\$3		Test	\$900 \$1,252
Economic Bend		ed EB Amount	\$3 violation Final Assessed	Statutory Limit Violation Final Penal	Test	

Reg. Ent. Reference No. Media Violation No.	Water Quality					Percent Interest	Years of Depreciation
violation ivo.	•					5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
			HOTELESS STATES (STATES OF A STATES OF A S				
Delayed Costs Equipment	[Transfer of the second		0.00	\$0	\$0	\$0
Equipment Buildings		 		0.00	\$0 \$0	\$0 \$0	<u>∌0</u> \$0
Other (as needed)		 		0.00	\$0 \$0	\$0 \$0	\$0
Engineering/construction		1		0.00	\$0	\$0	\$0
Land		1 1		0.00	\$0	n/a	\$0
Record Keeping System		i de la companya de		0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$330	70 11 5011					
	Estimated co	ost to fasten a rule				vide accurate flow m	
Notes for DELAYED costs Avoided Costs	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locat er (\$23 ate and	cion (\$100) to pro 0) to properly con d the final date is g item (except	vide accurate flow m duct the chlorine re the date of complian for one-time avoic	leasurements sidual analysis ce. led costs)
Notes for DELAYED costs Avoided Costs Disposal	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 ate and enterin	cion (\$100) to pro 0) to properly con d the final date is ag item (except \$0	vide accurate flow m duct the chlorine re the date of complian for one-time avoic \$0	neasurements sidual analysis ice. led costs)
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 ate and	cion (\$100) to pro 0) to properly con d the final date is ig item (except \$0 \$0	vide accurate flow miduct the chlorine re the date of complian for one-time avoic \$0 \$0	leasurements sidual analysis ce. led costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 ate and one of the one of th	cion (\$100) to pro 0) to properly con d the final date is ig item (except \$0 \$0 \$0	vide accurate flow miduct the chlorine rethe date of complian for one-time avoid \$0 \$0 \$0 \$0	leasurements sidual analysis ce. led costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 ate and 0.00 0.00 0.00 0.00	cion (\$100) to pro 0) to properly con d the final date is to ag item (except \$0 \$0 \$0 \$0	vide accurate flow moduct the chlorine rethe date of complian for one-time avoic \$0 \$0 \$0 \$0 \$0	neasurements sidual analysis ce. led costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 ate and 0.00 0.00 0.00 0.00 0.00 0.00 0.00	cion (\$100) to pro 0) to properly con d the final date is g item (except \$0 \$0 \$0 \$0	vide accurate flow moduct the chlorine rethe date of complian for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	leasurements sidual analysis ce. led costs) \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 sate and 0.00 0.00 0.00 0.00 0.00 0.00 0.00	cion (\$100) to pro- 0) to properly con 1 the final date is 19 item (except \$0 \$0 \$0 \$0 \$0 \$0	vide accurate flow moduct the chlorine rethe date of complian for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	leasurements sidual analysis ce. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 ate and 0.00 0.00 0.00 0.00 0.00 0.00 0.00	cion (\$100) to pro 0) to properly con d the final date is g item (except \$0 \$0 \$0 \$0	vide accurate flow moduct the chlorine rethe date of complian for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	leasurements sidual analysis ce. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel aspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co and the actua Da	ost to fasten a rule I cost to purchase ate required is the	er to the require a chlorine met investigation d	ed locater (\$23 sate and 0.00 0.00 0.00 0.00 0.00 0.00 0.00	cion (\$100) to pro- 0) to properly con 1 the final date is 19 item (except \$0 \$0 \$0 \$0 \$0 \$0	vide accurate flow moduct the chlorine rethe date of complian for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	leasurements sidual analysis ce. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	ng Date 23-May-2011	Docket No. 2011-0792-MWD-E	PCW
	condent Chester Alton Andrews ID No. 41691	S	Policy Revision 2 (September 2002) PCW Revision October 30, 2008
	nce No. RN102095619		
	Statute] Water Quality		
	dinator Jill Russell Number 8		
	paramona and a second control of the	ode § 305.125(5) and TPDES Permit No. WQ0011032	001.
		Operational Requirements No. 1	
		t and maintain records of process controls at the Faci	
Violation De	scription Specifically, the inv	vestigator documented that no process controls were conducted at the Facility.	being
		Base	Penalty \$10,000
>> Environmental,	, Property and Human He	ealth Matrix	
000000000000000000000000000000000000000	Har	rm	
OR	Release Major Mode	erate Minor	
	Potential x	Percent 25%	
>>Programmatic N	Matriv		
	Isification Major Mode	erate Minor	
<u> </u>		Percent 0%	
		Il or could be exposed to pollutants which would exce	
Notes	that are protective or numan nea	Ith or environmental receptors as a result of the viola	uon.
Lauren		Adjustment	\$7,500
		Aujustinent	
			\$2,500
Violation Events			
		To Mumbor of violation d	21/5
	<u>L3</u>	73 Number of violation d	ays
	daily		
	weekly monthly x	ASSOCIATION OF THE PROPERTY OF	
	rk only one quarterlyx	Violation Base	Penalty \$7,500
W	semiannual	illing of the state of the stat	
	annual single event		
	a single cross	illinatire)	· ·
Thr	ee monthly events are recommen	ided from the investigation date, March 11, 2011, to t	he date
		screening, May 23, 2011.	
		•	
Good Faith Efforts	to Comply Before	NOV Reduction NOV NOV to EDPRP/Settlement Offer	\$0
	Extraordinary	NOV NOV to EDFR/SettleHelit Offer	
	Ordinary		
	N/A x	(mark with x)	
	Notes The Re	espondent does not meet the good faith criteria for	
	Notes	this violation.	
	Reconstruction of the second o		17.500
		Violation S	subtotal \$7,500
Economic Benefit ((EB) for this violation	Statutory Limit	l'est
	Estimated EB Amount	\$43 Violation Final Penal	ty Total \$10,141
	Estimated EB Amount	\$43 Violation Final Penal	,

Media Violation No.	RN102095619 Water Quality					Percent Interest	Years of Depreciation
Violation ito.						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs,							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System		<u> </u>		0.00	\$0	n/a	\$0
Training/Sampling	\$1,000	11-Mar-2011	17-Jan-2012	0.85	\$43	n/a	\$43
Remediation/Disposal		<u> </u>		0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Other (as needed) Notes for DELAYED costs				contro	ls and to maintain		\$0 controls at the
Notes for DELAYED costs	Facility, Dat	e required is the	investigation da	contro te and	ls and to maintain the final date is th	n/a records of process one estimated date of	\$0 controls at the compliance.
Notes for DELAYED costs Avoided Costs	Facility, Dat	e required is the	investigation da	contro te and enterin	ls and to maintain the final date is th	n/a records of process on estimated date of for one-time avoid	\$0 controls at the compliance.
Notes for DELAYED costs Avoided Costs Disposal	Facility, Dat	e required is the	investigation da	contro te and enterin	Is and to maintain the final date is th Ig item (except \$0	n/a records of process one estimated date of	\$0 controls at the compliance. led costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	Facility, Dat	e required is the	investigation da	contro te and enterin 0.00	ls and to maintain the final date is th	n/a records of process on estimated date of for one-time avoice \$0	\$0 controls at the compliance.
Notes for DELAYED costs Avoided Costs Disposal Personnel	Facility, Dat	e required is the	investigation da	contro te and enterin	Is and to maintain the final date is th og item (except \$0 \$0	records of process on estimated date of for one-time avoid \$0 \$0	\$0 controls at the compliance. led costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	Facility, Dat	e required is the	investigation da	contro te and enterin 0.00 0.00	Is and to maintain the final date is the gitem (except \$0 \$0 \$0 \$0	records of process on estimated date of for one-time avoice \$0 \$0 \$0	\$0 controls at the compliance. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment	Facility, Dat	e required is the	investigation da	contro te and enterin 0.00 0.00 0.00	Is and to maintain the final date is th In item (except \$0 \$0 \$0 \$0 \$0 \$0	n/a records of process of estimated date of for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 controls at the compliance. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Facility, Dat	e required is the	investigation da	contro te and nterin 0.00 0.00 0.00 0.00	Is and to maintain the final date is the gitem (except \$0 \$0 \$0 \$0	n/a records of process one estimated date of for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 controls at the compliance. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Date		, , , , , , , , , , , , , , , , , , , ,
Respondent Case ID No	Chester Alton Andrews 41691	Policy Revision 2 (September 2002) PCW Revision October 30, 2008
Reg. Ent. Reference No.		, 0,, 110,15101, 011020, 00, 1000
Media [Statute]		
Enf. Coordinator Violation Number		
violation Number Rule Cite(s)		<u> </u>
	30 Tex. Admin. Code § 317.4(a)(8)	
A ANGELON AND A STATE OF THE ANGELON AND A STATE		
Violetia Danietia	Failed to have the backflow prevention device tested annually. Spec	
Violation Description	investigator documented that the backflow prevention device was last certified on November 5, 2008.	st tested and
		Base Penalty \$10,000
>> Environmental, Prope	ty and Human Health Matrix	
Release	Harm	
OR Actua	Major Moderate Minor	
Potentia	Percent 10	0%
>>Programmatic Matrix		
Falsification	Major Moderate Minor	
	proposed and the second	0%
 		
Matrix which would r	Ith or the environment will or could be exposed to significant amounts of exceed levels that are protective of human health or environmental in	
Notes	result of the violation.	
Contraction of the Contraction o		
	Adjustment	\$9,000
		\$1,000
Violation Events		
		######################################
Number of '	/iolation Events 2 867 Number of violat	ion days
	daily	
The state of the s	weekly	
mark only one	monthly	43.000
with an x	quarterly Violation E semiannual	Base Penalty \$2,000
	annual x	voncom
	single event	· • • • • • • • • • • • • • • • • • • •
Tv	o annual events are recommended (one for each year the test was due) .
Good Faith Efforts to Com	25.0% Reduction	\$500
	Before NOV NOV to EDPRP/Settlement Offer	
-	Extraordinary	000000000
THE WANTED	Ordinary x	
	N/A (mark with x)	
	Notes The Respondent returned to compliance on March 22, 2011.	
	2011.	
	Violat	ion Subtotal \$1,500
Economic Benefit (EB) for	this violation Statutory Lin	nit Test
Estimat	ed EB Amount \$69 Violation Final P	enalty Total \$2,204
	This violation Final Assessed Penalty (adjuste	
	rins violation Final Assessed Fenalty (dujuste	42,204

Chester Alton		Dellellf	WYU	rksheet		
	Andrews		96 (96) Per 178 (178) Per 1887	2.5555555551555555555555555555555555555		
41691						
RN102095619	r i					
Water Quality					Percent Interest	Years of Depreciation
9					5.0	15
Itam Cost	Date Pennired	Final Nate	Vrc	Interest Saved	Barranana a a cara a a cara a a cara a c	EB Amount
		i mai Date		interest bureo	Oncume costs	
No commas or \$						4888 1811 (S.S. 1883 (S. 1844
			0.00	\$0	\$0	\$0
						\$0
						\$0
						\$0
						\$0
						\$0
						\$0
						\$0
	<u> </u>		0.00	\$0	n/a	\$0
			0.00	\$0 \$0	n/a n/a	\$0 \$0
ANNIAI	ZE [1] avoided	costs before	0.00	\$0	n/a	\$0
ANNUAL	IZE [1] avoided	costs before	0.00	\$0 ng item (except i	n/a for one-time avoid	\$0 led costs)
ANNUALI	[ZE [1] avoided	costs before] 0.00 enterin] 0.00	\$0 ig item (except i	n/a for one-time avoid \$0	\$0 led costs) \$0
ANNUAL	IZE [1] avoided	costs before	enterin 0.00	\$0 ng item (except i \$0 \$0	n/a for one-time avoid \$0 \$0	\$0 led costs) \$0 \$0
ANNUAL	IZE [1] avoided	costs before	enterin 0.00 0.00 0.00	\$0 ng item (except i \$0 \$0 \$0	n/a for one-time avoid \$0 \$0 \$0 \$0	\$0 led costs) \$0 \$0 \$0
ANNUAL	(ZE [1] avoided	costs before	enterin 0.00 0.00 0.00 0.00	\$0 ng item (except) \$0 \$0 \$0 \$0	n/a for one-time avoid	\$0 led costs) \$0 \$0 \$0 \$0
ANNUAL	IZE [1] avoided	costs before	enterin 0.00 0.00 0.00	\$0 ng item (except i \$0 \$0 \$0	n/a for one-time avoid \$0 \$0 \$0 \$0	\$0 led costs) \$0 \$0 \$0
	9 Item Cost	9	9 Item Cost Date Required Final Date	Item Cost Date Required Final Date Yrs	Item Cost Date Required Final Date Yrs Interest Saved	Tem Cost Date Required Final Date Yrs Interest Saved Onetime Costs

Screening Date		Docket No. 2011-0792-MWD-E	PC
Respondent Case ID No.	Chester Alton Andrews		Policy Revision 2 (September 20 PCW Revision October 30, 2
Reg. Ent. Reference No.			PCW Revision October 30, 2
Media [Statute]			
Enf. Coordinator	Jill Russell		
Violation Number	the second secon		
Rule Cite(s)	30 Tex. Admiri. Code	\S 305.125(5) and TPDES Permit No. WQ0011032 Operational Requirements No. 1	2001,
Violation Description	investigator documented	on adequate disinfection mechanism. Specifically, if that the Respondent was using an unauthorized incapable of covering the entire area in which the was exiting the chamber.	d tablet
		Base	Penalty \$10,0
>> Environmental, Proper		n Matrix	
Release	Harm Major Moderate	Minor	
OR Actual			
Potential	L X	Percent 10%	
>>Programmatic Matrix			
Falsification	Major Moderate	Minor	•
		Percent 0%	
Human heal	th or the equirement will a	or could be exposed to significant amounts of poll	lutante
Matrix which would n		or could be exposed to significant amounts of poli otective of human health or environmental recep	
Notes	res	ult of the violation.	
		Adjustment	\$9,000
		Aujustinent	and the second s
			\$1,0
Violation Events			
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	(-1-11- F (P	Number of violation d	
Number of V	/iolation Events 1	73 Number of violation d	ays
	daily		
	weekly		
mark only one	monthly quarterly x	Violation Base	Penalty \$1,0
with an x	quarterly x semiannual	Totation base	, Citatey
	annual		
	single event		
		m the investigation date, March 11, 2011, to the	data of
One quarterny		ening, May 23, 2011.	date of
L			l.
Good Faith Efforts to Comp	o.09	6 Reduction	
	Before NOV Extraordinary	NOV to EDPRP/Settlement Offer	
	Ordinary		
	N/A x	(mark with x)	
		ndent does not meet the good faith criteria for	
	Notes Notes	this violation.	
	L		
		Violation S	Subtotal \$1,00
Economic Benefit (EB) for	this violation	Statutory Limit ⁻	Гest
		200 (200 (200 (200 (200 (200 (200 (200	
Estimate	ed EB Amount	\$94 Violation Final Penal	ty Total \$1,35
	This vi	olation Final Assessed Penalty (adjusted for	r limits) \$1,35

~		COMOTINE	DCHCHL	VVU	rksheet		
Kesponaent	Chester Alton	Andrews					
Case ID No.	41691						
eg. Ent. Reference No.	RN102095619						
	Water Quality					D 7-1	Years of
Violation No.						Percent Interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description							
(in the distriction of the con-			1002.724.94888888	ERENBERE CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CO		20,40,80,40,40,40,44444,144,144
Delayed Costs							
Equipment	(l I		7 0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00		n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs	I			0.00	\$0		+0
		<u> </u>				n/a	\$0
Other (as needed)	\$2,000	11-Mar-2011		0.94	\$94	n/a	\$94
Notes for DELAYED costs	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfectior the est	\$94 n mechanism. Date imated date of con	n/a e required is the invention	\$94 estigation date
Notes for DELAYED costs Avoided Costs	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfectior the est	\$94 n mechanism. Date imated date of con ng item (except 1	n/a required is the inventional repliance. for one-time avoid	\$94 estigation date led costs)
Notes for DELAYED costs Avoided Costs Disposal	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est enterin 0.00	\$94 n mechanism. Date imated date of con ng item (except i	n/a required is the inventional invention in the inventio	\$94 estigation date led costs)
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est enterin 0.00 0.00	\$94 n mechanism. Date imated date of coning item (except in \$0 \$0	n/a required is the invention of the inv	\$94 estigation date led costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel pection/Reporting/Sampling	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est enterin 0.00 0.00 0.00	\$94 n mechanism. Date imated date of coning item (except 1 \$0 \$0 \$0	n/a required is the inventional invention in the inventio	\$94 estigation date led costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est enterin 0.00 0.00 0.00 0.00	\$94 n mechanism. Date imated date of coning item (except 1 \$0 \$0 \$0 \$0 \$0	n/a required is the invention of the inv	\$94 estigation date led costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est 0.00 0.00 0.00 0.00	\$94 n mechanism. Date imated date of coning item (except is 0 s 0 s 0 s 0 s 0 s 0 s 0 s 0 s 0 s	n/a required is the invention of the inv	\$94 estigation date led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est enterin 0.00 0.00 0.00 0.00	\$94 n mechanism. Date imated date of coning item (except 1 \$0 \$0 \$0 \$0 \$0	n/a required is the invention of the inv	\$94 estigation date led costs) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est enterin 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$94 n mechanism. Date imated date of consider (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a required is the invention of the inv	\$94 estigation date led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated cos	st to implement ar and ti	n adequate disi ne final date is	0.94 nfection the est enterin 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$94 n mechanism. Date imated date of consider (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a required is the invention of the inv	\$94 estigation date led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Date		Docket No. 2011-0792-MWD-E		PCW
등 하다 그 그는 사람이 하는 사람들이 하는 물로 가는 물로 하는 사람이 가득하게 되었다. 아이들이 하다	Chester Alton Andrews			2 (September 2002)
Case ID No. Reg. Ent. Reference No.			PCW Revisi	on October 30, 2008
Media [Statute]				
Enf. Coordinator				
Violation Number	11		mananananananan	
Rule Cite(s)	30 Tex. Admin. Code	§ 305.125(5) and TPDES Permit No. WQ0012342 Operational Requirements No. 1	2001,	
	Failed to approve that the	Earlitu and all of its sustance of collection, treater	ont and	
Violation Description	disposal are properly documented that the bl spots in the aeration ba large amounts of solids fr turbid, floating solids wer	Facility and all of its systems of collection, treatmoperated and maintained. Specifically, the investioner lines were not positioned correctly to preversin, the bar screen spacing was not sufficient to pomentering the aeration basin, the clarifier was the integral of the clarifier and effluent retention tank, and in tank room and the gate to the Facility were not when no one was present.	gator nt dead prevent extremely the door	
		Base	Penalty	\$10,000
>> Environmental, Proper	ty and Human Healt	th Matrix		2
Release	Harm Major Moderate	e Minor		
OR Actual Potential	X.	Percent 25%		111111111111111111111111111111111111111
>>Programmatic Matrix				
Falsification	Major Moderate	e Minor		
		Percent 0%		
		could be exposed to pollutants which would exce		
Notes that are pr	otective of numan nealth (or environmental receptors as a result of the viola	uon.	***************************************
		Adjustment	\$7,500	
		Adjustinent	\$7,500	
				\$2,500
Violation Events				
	P			
Number of V	iolation Events 3	73 Number of violation d	ays	
***	daily			
	weekly			
mark only one	monthly x		.	÷7 500
with an x	quarterly semiannual	Violation Base	Penalty	\$7,500
	annual			
	single event			
Three monthly		from the investigation date, March 11, 2011, to t	he date	
	Or SCr	eening, May 23, 2011.		
Good Faith Efforts to Comp	10.00	% Reduction		\$750
Good Faith Entires to Comp	Before NOV			
	Extraordinary			
	Ordinary	X		
	N/A	(mark with x)		
	Notes The Res	spondent returned to compliance on May 17,		
		2011,		***************************************
	ATT A CONTROL OF THE PARTY OF T	V:-1-k:	Subtotal	<i>¢6</i> 750
		Violation S	oubtotal	\$6,750
Economic Benefit (EB) for	this violation	Statutory Limit	Гest	
Estimate	ed EB Amount	\$14 Violation Final Penal	ty Total	\$9,390
	Easternation	assacejekki kalifaki semetan pika pirangan minaka kalifaki da kalifaki da kalifaki da kalifaki da kalifaki da k		
	This v	riolation Final Assessed Penalty (adjusted for	iimits)	\$9,390

Case ID No Reg. Ent. Reference No			55699005 19000000 1111111111111111111111111				
teg. Ent. Reference No							
eg, Ent. Reference No							
Meni	Water Quality						Years of
Violation No	188					Percent Interest	Depreciation
Violation ito						5.0	1!
	** 6	nata nasatasa	Final Baka		Tutavast Carad	Onetime Costs	EB Amount
		Date Required	Final Date	TIS	Interest Saved	Onetime Custs	ED AMOUNT
Item Description	n No commas or \$						
Delayed Cost:	5						
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction		<u> </u>		0.00	\$0	\$0	<u>\$0</u>
Land				0.00	\$0	n/a l	\$0
		46		0 00			4.0
Record Keeping System				0.00	\$0	n/a	<u>\$0</u>
Training/Sampling				0.00	\$0	n/a	\$0
Training/Sampling Remediation/Disposal				0.00	\$0 \$0	n/a n/a	\$0 \$0
Training/Sampling	new bar so	reens (\$1,000) th	air flow in the a at prevent solid	0.00 0.00 0.00 0.18 eration	\$0 \$0 \$0 \$14 basin to eliminate entering the aera	n/a	\$0 \$0 \$0 \$14 250), to install ier, and the
Training/Sampling Remediation/Disposal Permit Costs	Estimated co new bar so effluent reter solids in t procedures	st to increase the reens (\$1,000) th ition tank, to impli he aeration basin, to ensure that the	air flow in the a at prevent solid ement improved the clarifier, are door to the eff ent (\$50). Date	0.00 0.00 0.00 0.18 eration s from d proce od the c luent re require	\$0 \$0 \$1 \$14 It basin to eliminate entering the aera dures for waste reeffluent retention tetention tank roomed is the investigate	n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif	\$0 \$0 \$14 250), to install ier, and the comulation of implement e Facility are
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	Estimated co new bar so effluent reter solids in t procedures locked when	st to increase the reens (\$1,000) that ion tank, to imple he aeration basin, to ensure that the no one was prese	air flow in the a at prevent solid ement improved the clarifier, are door to the effect (\$50). Date date	0.00 0.00 0.00 0.18 eration s from d proce d the d luent re require	\$0 \$0 \$14 basin to eliminate entering the aera dures for waste re effluent retention etention tank roon at is the investigat npliance.	n/a n/a n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif emoval to prevent actank (\$250) and to in and the gate to the	\$0 \$0 \$14 250), to install ier, and the cumulation of implement e Facility are al date is the
Training/Sampling Remediation/Disposal Permit Costs Other (as needed)	Estimated co new bar so effluent reter solids in t procedures locked when	st to increase the reens (\$1,000) that ion tank, to imple he aeration basin, to ensure that the no one was prese	air flow in the a at prevent solid ement improved the clarifier, are door to the effect (\$50). Date date	0.00 0.00 0.00 0.18 eration s from d proce d the d luent re require	\$0 \$0 \$14 basin to eliminate entering the aera dures for waste re effluent retention etention tank roon at is the investigat npliance.	n/a n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif emoval to prevent ac tank (\$250) and to n and the gate to th	\$0 \$0 \$14 250), to install ier, and the cumulation of implement e Facility are al date is the
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated co new bar so effluent reter solids in t procedures locked when	st to increase the reens (\$1,000) that ion tank, to imple he aeration basin, to ensure that the no one was prese	air flow in the a at prevent solid ement improved the clarifier, are door to the effect (\$50). Date date	0.00 0.00 0.00 0.18 eration s from d proce od the d luent re require e of cor	\$0 \$0 \$14 basin to eliminate entering the aera dures for waste re effluent retention etention tank roon et is the investigat inpliance.	n/a n/a n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif moval to prevent ac tank (\$250) and to n and the gate to th clion date and the fin or one-time avoid	\$0 \$0 \$14 250), to install ier, and the cumulation of implement e Facility are al date is the
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co new bar so effluent reter solids in t procedures locked when	st to increase the reens (\$1,000) that ion tank, to imple he aeration basin, to ensure that the no one was prese	air flow in the a at prevent solid ement improved the clarifier, are door to the effect (\$50). Date date	0.00 0.00 0.00 0.18 eration s from d proce duent re require e of cor nterin 0.00	\$0 \$0 \$10 \$14 I basin to eliminate entering the aera dures for waste reeffluent retention tetention tank room is the investigat npliance. g item (except f \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif amoval to prevent ac tank (\$250) and to a and the gate to th cion date and the fin or one-time avoid \$0 \$0 \$0 \$0	\$0 \$0 \$14 250), to install ier, and the ccumulation of inplement e Facility are al date is the led costs) \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated co new bar so effluent reter solids in t procedures locked when	st to increase the reens (\$1,000) that ion tank, to imple he aeration basin, to ensure that the no one was prese	air flow in the a at prevent solid ement improved the clarifier, are door to the effect (\$50). Date date	0.00 0.00 0.00 0.18 erations from a proce of the of	\$0 \$0 \$1 \$14 I basin to eliminate entering the aera dures for waste reffluent retention etention tank room d is the investigat npliance. g item (except f \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif emoval to prevent actank (\$250) and to n and the gate to th clion date and the fin or one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$14 250), to install ier, and the ccumulation of implement e Facility are al date is the led costs) \$0 \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co new bar so effluent reter solids in t procedures locked when	st to increase the reens (\$1,000) that ion tank, to imple he aeration basin, to ensure that the no one was prese	air flow in the a at prevent solid ement improved the clarifier, are door to the effect (\$50). Date date	0.00 0.00 0.00 0.18 erations from the process of the coluent received the coluent received to the coluent requires the coluent requires the coluent received to the coluent requires the coluent requires the coluent requires the coluent received to the coluent requires the coluent re	\$0 \$0 \$14 basin to eliminate entering the aera dures for waste referrention tank room of is the investigatinpliance. g item (except f \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif moval to prevent at tank (\$250) and to n and the gate to th clion date and the fin for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$14 250), to install ier, and the coumulation of implement e Facility are laid date is the second so the second sec
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment	Estimated co new bar so effluent reter solids in t procedures locked when	st to increase the reens (\$1,000) that ion tank, to imple he aeration basin, to ensure that the no one was prese	air flow in the a at prevent solid ement improved the clarifier, are door to the effect (\$50). Date date	0.00 0.00 0.00 0.18 erations from a proce of the of	\$0 \$0 \$1 \$14 I basin to eliminate entering the aera dures for waste reffluent retention etention tank room d is the investigat npliance. g item (except f \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a n/a n/a e the dead spots (\$2 tion basin, the clarif emoval to prevent actank (\$250) and to n and the gate to th clion date and the fin or one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$14 250), to install ier, and the ccumulation of implement e Facility are al date is the led costs) \$0 \$0 \$0

	ening Date		Docket No. 2011-0792-MWD-E		PCW
	Simulated adelegación patricia de la como de	Chester Alton Andrews			2 (September 2002)
Reg. Ent. Ref	Case ID No. ference No.			PLW Kevis	ion October 30, 2008
	a [Statute]				
Enf. C	Coordinator	[[[[[[]]]]]]]			
	V12 Rule Cite(s)	12			
	Kule Cite(s)	Tex. Water Code § 26.121,	30 Tex. Admin. Code § 305.125(1), and TPDE 1032001 , Permit Conditions No. 2.g.	S Permit	
			uthorized discharges of wastewater. Specificall		
Violatio	n Description	investigator documented de	bris around both cleanouts located prior to the	Facility,	
		Intuica	ing that overflows had occurred.		
			Base	Penalty	\$10,000
>> Environmen	ntal, Proper	ty and Human Health	Matrix		
	Release	Harm Major Moderate	Minor		
OR	Actual		X		
	Potential		Percent 10%		
>>Programma	tic Matrix				
	Falsification	Major Moderate	Minor		
		<u> </u>	Percent 0%		
Matrix Notes	Human heal		en exposed to insignificant amounts of pollutant of the violation.	ts as a	-
10,00					
			Adjustment	\$9,000	•
				_	\$1,000
				***********	Ψ1,000
Violation Event	5				
	Number of \	/iolation Events 2	Number of violation d	ays	
	•	daily			7.
	-	weekly monthly			2.0
	mark only one with an x	quarterly x	Violation Base	Penalty	\$2,000
	, entri un x	semiannual			
		annual single event			
	т.	un guartarly avente are recom	mended (one for each point of discharge).		
300000000000000000000000000000000000000		To quarterly exerts of exercise.	, , , , , , , , , , , , , , , , , , ,		
C F-: N F66-		ale: 0.00/			\$0
Good Faith Effo	rts to com		Reduction NOV to EDPRP/Settlement Offer		30
AAAA.		Extraordinary			
		Ordinary			
		222233333333333333333333333333333333333	(mark with x)		
		Notes The Responde	ent does not meet the good faith criteria for this violation.		
			Violation S	Subtotal	\$2,000
Economic Bene	fit (EB) for	this violation	Statutory Limit [:]	Test	
particus, n. 77 (1987) 1970 1970 1970 1970 1970 1970 1970 1970					\$2,704
	Estimate	ed EB Amount	\$9 Violation Final Penal		
		This viol	ation Final Assessed Penalty (adjusted for	r limits)	\$2,704

	Water Quality	•				Percent Interest	Years of
Violation No.	. 12						Depreciation
	·		e		*	5.0	1
	Item Cost	Date Required	Final Date	YFS	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
						Recolubrace Charth The Here Here Label Addition	
Delayed Costs Equipment		T		0.00	\$0	\$0	\$0
Buildings	***************************************			0.00	\$0 \$0	\$0 \$0	30 \$0
Other (as needed)			***************************************	0.00	\$0	\$0	\$0
Engineering/construction	 			0.00	\$0	\$0	<u>\$0</u>
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
maning/samping							
Remediation/Disposal	\$200	11-Mar-2011	17-Jan-2012	0.85	\$9	n/a	\$9
	\$200	11-Mar-2011	17-Jan-2012	0.85	\$9 \$0	n/a n/a	\$9 \$0
Remediation/Disposal Permit Costs Other (as needed)	Estimated cost	t to clean the cloc	and clean up th	0.00 0.00 ne debr	\$0 \$0 is around both cle	n/a n/a anouts located prior	\$0 \$0 to the Facility
Remediation/Disposal Permit Costs	Estimated cost Date re	t to clean the cloc quired is the inve	and clean up the stigation date a	0.00 0.00 ne debr nd the enterir 0.00 0.00	\$0 \$0 ris around both cle final date is the es ng item (except i \$0 \$0	n/a n/a n/a nanouts located prior stimated date of con for one-time avoid \$0 \$0	\$0 \$0 to the Facility ipliance. ed costs) \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel pection/Reporting/Sampling	Estimated cost Date re	t to clean the cloc quired is the inve	and clean up the stigation date a	0.00 0.00 ne debrad the enterir 0.00 0.00	\$0 \$0 ris around both cle final date is the es ig item (except i \$0 \$0 \$0	n/a n/a n/a n/a anouts located prior stimated date of com for one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 \$0 to the Facility apliance. (ed costs) \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment	Estimated cost Date re	t to clean the cloc quired is the inve	and clean up the stigation date a	0.00 0.00 ne debrad the enterir 0.00 0.00 0.00 0.00	\$0 \$0 sis around both cle final date is the es ig item (except i \$0 \$0 \$0 \$0	n/a n/a n/a sanouts located prior stimated date of com for one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 \$0 to the Facility ipliance. led costs) \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated cost Date re	t to clean the cloc quired is the inve	and clean up the stigation date a	0.00 0.00 ne debrad the enterir 0.00 0.00 0.00 0.00	\$0 \$0 ris around both cle final date is the es ng item (except) \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a anouts located prior stimated date of com for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 to the Facility ipliance. led costs) \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Dection/Reporting/Sampling Supplies/equipment	Estimated cost Date re	t to clean the cloc quired is the inve	and clean up the stigation date a	0.00 0.00 ne debrad the enterir 0.00 0.00 0.00 0.00	\$0 \$0 sis around both cle final date is the es ig item (except i \$0 \$0 \$0 \$0	n/a n/a n/a sanouts located prior stimated date of com for one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 \$0 to the Facility apliance. led costs) \$0 \$0 \$0

Screening Date		Docket No. 2011-0792-MWD-E	PCW
Responden Case ID No	Chester Alton Andrews		Policy Revision 2 (September 2002) PCW Revision October 30, 2008
Reg. Ent. Reference No			
Media [Statute]			
Enf. Coordinato	Jill Russell		
Violation Numbe			
Rule Cite(s	# 1	§ 305.125(9) and TPDES Permit No. WQ0011037	2001,
	Monitori	ng and Reporting Requirements No. 7.a.	***************************************
Violation Description	investigator documente	nauthorized discharge of wastewater. Specifically d that the Respondent did not submit any unautl ons for the overflows that occurred at the cleanou	norized
		Base	Penalty \$10,000
>> Environmental, Prope	rty and Human Healt	h Matrix	
	Harm		
Release		Minor	
OR Actua Potentia	The state of the s	Percent 0%	
Totella	Limponioni	0.70	
>>Programmatic Matrix			
Falsification	Major Moderate	TOTAL CONTRACTOR OF THE PROPERTY OF THE PROPER	
L	<u> </u>	Percent 10%	
Matrix	100% of the I	rule requirement was not met.	
Notes			
Lieuxencennearanna anno anno anno anno anno anno ann			
		Adjustment	\$9,000
			\$1,000
Violation Events			
Number of	Violation Events 2	72 Number of violation d	avs
Number of	Violation Events	becommendation and the second	,
	daily		
	weekly		
mark only one	monthly quarterly	Violation Base	Penalty \$2,000
with an x	semiannual	Tiolation base	72,000
	annual		
	single event x		
- Reministration			
	Two single events are reco	ommended (one for each notification due).	
			10
Good Faith Efforts to Com		6 Reduction NOV to EDPRP/Settlement Offer	\$0
	Before NOV Extraordinary	NOV to EDPRP/Settlement Offer	
	Ordinary		
	N/A X	(mark with x)	
		ndent does not meet the good faith criteria for	
	Notes The Respon	this violation.	
	Licinian		
		Violation 5	Subtotal \$2,000
Economic Benefit (EB) for	this violation	Statutory Limit	Test
Ectimat	ed EB Amount	\$2 Violation Final Penal	ty Total \$2,704
Estimat	***************************************	-	
	This v	iolation Final Assessed Penalty (adjusted fo	r limits) \$2,704

Violation No	. 13					Percent Interest	Years of Depreciation
						5.0	Depreciacio
	Item Cost	Date Required	Final Date	Yrs	Interest Saved		EB Amouni
Item Description							
						\$	
Delayed Costs Equipment	5	Y T		0.00	\$0	\$0	\$0
Equipment Buildings	 	.	***************************************	0.00	\$0 \$0	\$0 \$0	\$0
Other (as needed)				0.00	\$0 \$0	\$0	\$0
Engineering/construction	***************************************			0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$50	11-Mar-2011	17-Jan-2012	0.85	\$2	n/a	\$2
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs	report was du	e (within 24 hours and th	of the Permittene final date is t	ee becc the esti	ming aware of the mated date of con	. Date required is the violation during the option of the	e investigatioi
Notes for DELAYED costs	report was du The estimate	e (within 24 hours and th d cost to update th	of the Permittone final date is the Facility's ope	ee beco the esti rationa ccompl	iming aware of the imated date of con il guidance and co ished is included in	. Date required is the violation during the	e investigation
en un est-basses en onne est est bit i i i i i i i i i i i i i i i i i	report was du The estimated that self-repor	e (within 24 hours and th d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	ee beco the esti rationa ccompl no.	iming aware of the mated date of cor il guidance and co ished is included in 2.	Date required is the violation during the plance. In the economic beneath	e investigation ning to ensur efit for violation
Avoided Costs	report was du The estimated that self-repor	e (within 24 hours and th d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	ee beco the esti rationa ccompl no.	ming aware of the mated date of con il guidance and col ished is included in 2. ig item (except i	Date required is the violation during the pliance. Induct employee train the economic benear one-time avoic	e investigation ning to ensure efit for violation led costs)
Avoided Costs	report was du The estimated that self-repor	e (within 24 hours and th d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	ee becc the esti rationa ccompl no. enterin	iming aware of the mated date of con il guidance and con ished is included in 2. ig item (except in \$0	. Date required is the violation during the hipliance. Induct employee train the economic benefit one-time avoic	e investigation ning to ensure efit for violation led costs) \$0
Avoided Costs Disposal Personnel	report was du The estimated that self-repor	e (within 24 hours and th d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	ee beco the esti rationa ccompl no. enterin 0.00	iming aware of the imated date of con il guidance and colished is included in 2. In gitem (except in \$0 \$0 \$0 \$0 \$0	Date required is the violation during the pliance. Induct employee train the economic benear one-time avoic	e investigation ning to ensure efit for violation led costs)
Avoided Costs Disposal Personnel pection/Reporting/Sampling	report was du The estimated that self-repor	e (within 24 hours and th d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	ee becc the esti rationa ccompl no. enterin	iming aware of the mated date of con il guidance and con ished is included in 2. ig item (except in \$0	Date required is the violation during the philance. Induct employee train the economic benefits on the economic benefits on the solution in th	e investigation ning to ensur efit for violation led costs) \$0 \$0
Avoided Costs	report was du The estimated that self-repor	e (within 24 hours and th d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	rational ccompling no. 2 nterin 0.00 0.00 0.00	ming aware of the mated date of con il guidance and co ished is included in 2. If item (except if \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date required is the violation during the inpliance. Induct employee train the economic benefits \$0 \$0 \$0 \$0	e investigation ning to ensure efit for violation ted costs
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment	report was du The estimated that self-repor	e (within 24 hours and the d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	rational ccompling no. Partering 0.00 0.00 0.00 0.00	ming aware of the mated date of con il guidance and collished is included in 2. grident (except in \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date required is the violation during the plance. Induct employee train the economic benefits a plance of th	e investigation ning to ensure efit for violation led costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel Dection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	report was du The estimated that self-repor	e (within 24 hours and the d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner properly a	ee beccethe estimational complements of the complem	iming aware of the mated date of con il guidance and collished is included in 2. If guidance is included in 3. If guidance	Date required is the violation during the policy of the po	e investigation ing to ensure fit for violation in the costs) s0 s0 s0 s0 s0 s0
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	report was du The estimated that self-repor	e (within 24 hours and the d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner for properly a	ee becc the esti- trational ccompl no. enterin 0.00 0.00 0.00 0.00 0.00	iming aware of the mated date of consisted is included in 2. If gilden (except in \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date required is the violation during the philance. Induct employee train the economic benefits \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e investigation ning to ensure efit for violation state of the state o
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	report was du The estimated that self-repor	e (within 24 hours and the d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner for properly a	ee becc the esti- trational ccompl no. enterin 0.00 0.00 0.00 0.00 0.00	iming aware of the mated date of consisted is included in 2. If gilden (except in \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date required is the violation during the philance. Induct employee train the economic benefits \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e investigation ning to ensure efit for violation so
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	report was du The estimated that self-repor	e (within 24 hours and the d cost to update the ting requirements	of the Permittone final date is the Facility's opensioner for properly a	ee becc the esti- trational ccompl no. enterin 0.00 0.00 0.00 0.00 0.00	iming aware of the mated date of consisted is included in 2. If gilden (except in \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date required is the violation during the philance. Induct employee train the economic benefits \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e investigation ning to ensure efit for violation so

Compliance History

Rating: 1.30

Site Rating: 1.30

WQ0011032001

WQ0011032001

TX0023591

CN603085531 ANDREWS, CHESTER ALTON Customer/Respondent/Owner-Operator: Classification: AVERAGE Regulated Entity: RN102095619 ALTA VISTA MOBILE HOME PARK Classification: AVERAGE WASTEWATER **PERMIT** ID Number(s): WASTEWATER **EPA ID** WASTEWATER LICENSING **LICENSE** LOCATED APPROXIMATELY 13 MILES NORTH-NORTHEAST Location: OF THE CITY OF FORT WORTH CENTRAL BUSINESS. DISTRICT AND 1.9 MILES EAST OF THE INTERSTATE HIGHWAY 35W ON THE NORTH BANK OF BIG BEAR CREEK, WEST OF ITS CROSSING OF ALTA VISTA ROAD AND APPROXIMATELY 0.5 MILE SOUTH OF THE INTERSECTION OF ALTA VISTA ROAD AND KELLER-HICKS ROAD IN KELLER, TARRANT COUNTY, TEXAS **REGION 04 - DFW METROPLEX** TCEQ Region: Date Compliance History Prepared: May 23, 2011 Agency Decision Requiring Compliance History: Enforcement May 23, 2006 to May 23, 2011 Compliance Period: TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History Name: Samuel Short (512) 239-5363 **Site Compliance History Components** 1. Has the site been in existence and/or operation for the full five year compliance period? Yes 2. Has there been a (known) change in ownership/operator of the site during the compliance period? No 3. If Yes, who is the current owner/operator? N/A 4. If Yes, who was/were the prior owner(s)/operator(s)? N/A 5. When did the change(s) in owner or operator occur? N/A Rating Date: 9/1/2010 Repeat Violator: NO Components (Multimedia) for the Site: Final Enforcement Orders, court judgments, and consent decrees of the State of Texas and the federal government. A. Any criminal convictions of the state of Texas and the federal government. B. N/A C. Chronic excessive emissions events. The approval dates of investigations. (CCEDS Inv. Track. No.) D. 1 11/30/2006 (531850)2 03/23/2007 (543882)3 02/12/2007 (577489)4 03/01/2007 (577490)5 02/12/2007 (577491)04/09/2007 (577492)6 7 (577493)02/12/2007

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05/04/2007

02/12/2007

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(577500)

15	02/12/2007	(577501)
16	02/12/2007	(577502)
17	02/12/2007	(577503)
18	02/12/2007	(577504)
19	02/12/2007	(577505)
20	02/12/2007	(577506)
21	02/12/2007	(577507)
22	02/12/2007	(577508)
23	02/12/2007	(577509)
24	02/12/2007	(577510)
25	02/12/2007	(577511)
26	02/12/2007	(577512)
27	08/16/2007	(602210)
28	10/30/2007	(602211)
29	10/30/2007	(602212)
30	10/30/2007	(602213)
31	11/26/2007	(620376)
32	04/02/2008	(672682)
33	03/05/2008	(690691)
34	03/05/2008	(690692)
35	12/03/2008	(705950)
36	10/20/2008	(711533)
37	10/20/2008	(711534)
38	10/20/2008	(711535)
39	10/20/2008	(711536)
40	10/20/2008	(711537)
41	10/20/2008	(711538)
42	10/20/2008	(711539)
43	10/20/2008	(711540)
44	10/20/2008	(711541)
45	04/28/2010	(827813)
46	09/09/2010	(867065)
47	09/09/2010	(867066)
48	09/09/2010	(867067)
49	09/09/2010	(867068)
50	10/18/2010	(874109)
51	10/18/2010	(874110)
52	10/18/2010	(874111)
53	10/18/2010	(874112)
54	10/18/2010	(874113)
55	10/18/2010	(874114)
56	10/18/2010	(874115)
57	10/18/2010	(874116)
58	10/18/2010	(874117)
59	10/18/2010	(874118)
60	10/18/2010	(874119)
61	08/18/2010	(874120)
62	10/18/2010	(874121)
63	11/29/2010	(881723)
64	11/29/2010	(881724)
65	11/29/2010	(881725)
66	11/29/2010	(881726)
00	11/23/2010	(001720)

67	11/29/2010	(888228)
68	05/10/2011	(905631)
69	03/14/2011	(916555)
70	03/14/2011	(916556)

NO

Written notices of violations (NOV). (CCEDS Inv. Track. No.) E,

> Date: 11/30/2006

(531850)

CN603085531

Self Report? Citation:

30 TAC Chapter 305, SubChapter F 305.125(11)(B)

30 TAC Chapter 305, SubChapter F 305.125(11)(C)

Description:

Failure to submit the Annual Sludge report.

Self Report?

Citation:

30 TAC Chapter 319, SubChapter A 319.7(c)

Description:

Failure to have the required records maintained and available for review during the

investigation.

Self Report?

Classification:

Classification:

Classification:

Moderate

Moderate

Minor

Citation: Description: 30 TAC Chapter 319, SubChapter A 319.7(c)

Failure to submit monthly discharge monitoring reports (DMRs).

Self Report?

Minor

Citation:

30 TAC Chapter 305, SubChapter D 305.65

Failure to submit a permit renewal application at least 180 days before the expiration Description:

date of the effective permit.

Self Report?

Classification:

Major

Citation: 30 TAC Chapter 30, SubChapter J 30.331(b) 30 TAC Chapter 30, SubChapter J 30.350(d)

Failure to have a certified operator with the proper certification levels operating the

Description:

Self Report?

Classification:

Minor

Citation: 30 TAC Chapter 305, SubChapter F 305.125(5) 30 TAC Chapter 317 317.4(d)

Description:

Failure to properly maintain the clarifier.

Date:

12/05/2008

CN603085531

Self Report?

Classification:

Moderate

Moderate

Citation: Description:

30 TAC Chapter 319, SubChapter A 319.7(c) Failure to submit the monthly discharge monitoring reports (DMRs)

(705950)

Self Report?

Classification:

Citation: Description: 30 TAC Chapter 317 317.4(a)(8)

Failure to provide a reduced-pressure principle backflow prevention assembly

(RPBA) at the plant's main potable water service line.

Self Report?

Classification:

Moderate

30 TAC Chapter 305, SubChapter F 305.125(11)(B)

30 TAC Chapter 305, SubChapter F 305.125(11)(C)

Sludge Provisions PERMIT

Description:

Failure to submit the year 2006-2007 and 2007-2008 annual sludge reports.

Self Report?

Classification:

Citation:

30 TAC Chapter 317 317.7(e)

Description:

Failure to adequately fence the plant area and failure to provide adequate signage.

Date:

02/28/2009 Self Report?

(874111)

CN603085531 Classification:

Moderate

Citation:

2D TWC Chapter 26, SubChapter A 26.121(a)

Description:

30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter

Date: 04/28/2010 (827813)

CN603085531

Classification:

Moderate

Moderate

Self Report?

Classification:

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

30 TAC Chapter 305, SubChapter F 305.125(17)

Description: Self Report?

NON-RPT VIOS FOR MONIT PER OR PIPE NO

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

> 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE

Description: Self Report? NO

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

30 TAC Chapter 305, SubChapter F 305.125(17)

Classification:

Moderate

Moderate Self Report? NO Classification: Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305,125(17) Description: NON-RPT VIOS FOR MONIT PER OR PIPE Self Report? Classification: NO Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) Description: NON-RPT VIOS FOR MONIT PER OR PIPE Self Report? Classification: NO Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: NO Self Report? Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305,125(17) Description: NON-RPT VIOS FOR MONIT PER OR PIPE Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Date 05/31/2010 (867068) CN603085531 Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26,121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter Date 08/31/2010 (881725)CN603085531 Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305,125(1) Description: Failure to meet the limit for one or more permit parameter Date 09/30/2010 CN603085531 (881726)Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: Environmental audits. Type of environmental management systems (EMSs). N/A Voluntary on-site compliance assessment dates. N/A Participation in a voluntary pollution reduction program.

NON-RPT VIOS FOR MONIT PER OR PIPE

F

G.

H.

1.

Sites Outside of Texas N/A

N/A Early compliance.

Description:

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



8	BEFORE THE
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§	TEXAS COMMISSION ON
§	
§	ENVIRONMENTAL QUALITY
	\$ \$ \$

AGREED ORDER DOCKET NO. 2011-0792-MWD-E

At its	agenda, the Texas Commission on Environmental Quality			
("the Commission" or "TCEQ"	') considered this agreement of the parties, resolving an			
enforcement action regarding Ch	ester Alton Andrews ("the Respondent") under the authority of			
TEX. WATER CODE chs. 7 and 26.	The Executive Director of the TCEQ, through the Enforcement			
Division, and the Respondent presented this agreement to the Commission.				

The Respondent understands that he has certain procedural rights at certain points in the enforcement process, including, but not limited to, the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Agreed Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated settlement of the parties. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Agreed Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

1. The Respondent owns and operates a wastewater treatment facility located approximately 13 miles north-northeast of the Fort Worth central business district and 1.9 miles east of the Interstate Highway 35 West on the north bank of Big Bear Creek, west of its crossing of Alta Vista Road and approximately 0.5 mile south of the

- intersection of Alta Vista Road and Keller-Hicks Road in Keller, Tarrant County, Texas (the "Facility").
- 2. The Respondent has discharged municipal waste into or adjacent to any water in the state under Tex. Water Code ch. 26.
- 3. During an investigation on March 11, 2011, TCEQ staff documented the following effluent values based on the self-reported discharge monitoring reports ("DMR") and a grab sample taken during the investigation.

EFFLUENT PARAMETER Permit Limit

	TSS Daily Average Conc.	BOD Daily Average Conc.	BOD Single Grab Conc.	BOD Daily Average Loading	Total Chlorine Residual Min. Conc.	DO Min. Con.
Month/Year	20 mg/L	10 mg/L	65 mg/L	1.3 lb/dy	1 mg/L	2 mg/L
May 2010	c	37	137	1.8	С	с
August 2010	22.7	С	c	С	С	С
September 2010	23.4	С	С	С	C ,	1.3
*March 2011	c	c	c	c	0.86	1.33

Name	Abbreviation		
milligrams per liter	mg/L		
pounds per day	lb/dy		
total suspended solids	TSS		
biochemical oxygen demand	BOD		
minimum	Min.		
concentration	Conc.		
compliant	\mathbf{c}		
grab sample	*		

- 4. During an investigation on March 11, 2011, TCEQ staff documented that the discharge monitoring reports ("DMRs") for the monitoring periods ending December 31, 2010 and January 31, 2011 had not been submitted and that the DMRs for the monitoring periods ending February 28, 2010 through November 30, 2010 were not timely submitted.
- 5. During an investigation on March 11, 2011, TCEQ staff documented that sludge had been disposed of during the 2010 reporting period but the annual sludge report submitted on November 29, 2010 indicated that no disposal had occurred.
- 6. During an investigation on March 11, 2011, TCEQ staff documented that noncompliance notification reports were not submitted for deviations of TSS limitations by more than

40% during the month of February 2009 and deviations of the BOD limitations by more than 40% during the month of May 2010.

- 7. During an investigation on March 11, 2011, TCEQ staff documented that the waste manifests for sludge disposal were not available for review at the time of the investigation.
- 8. During an investigation on March 11, 2011, TCEQ staff documented that no staff gauge was present to be used in conjunction with the 90 degree V-notch weir and that the meter used for the total chlorine residual analysis only allowed the user to determine the color produced by the reaction of chemicals with the chlorine present and did not produce a reliable and consistent value.
- 9. During an investigation on March 11, 2011, TCEQ staff documented that no process controls were being conducted at the Facility.
- During an investigation on March 11, 2011, TCEQ staff documented that the backflow prevention device was last tested and certified on November 5, 2008.
- During an investigation on March 11, 2011, TCEQ staff documented that the Respondent was using an unauthorized tablet chlorine feeder that was incapable of covering the entire area in which the effluent was exiting the chamber.
- During an investigation on March 11, 2011, TCEQ staff documented that the blower lines were not positioned correctly to prevent dead spots in the aeration basin, the bar screen spacing was not sufficient to prevent large amounts of solids from entering the aeration basin, the clarifier was extremely turbid, floating solids were in the clarifier and effluent retention tank, and the door to the effluent retention tank room and the gate to the Facility were not locked when no one was present.
- During an investigation on March 11, 2011, TCEQ staff documented that debris was around both cleanouts located prior to the Facility, indicating that overflows had occurred.
- 14. During an investigation on March 11, 2011, TCEQ staff documented that the Respondent did not submit unauthorized discharge notifications for the overflows that occurred at the cleanouts.
- 15. The Respondent received notice of the violations on May 15, 2011.
- 16. The Executive Director recognizes that the Respondent has implemented the following corrective measures at the Facility:
 - a. On September 9, 2010, submitted the DMRs for the monitoring periods ending February 28, 2010 through May 31, 2010;

- b. On November 29, 2010, submitted the DMRs for the monitoring periods ending June 30, 2010 through October 31, 2010;
- c. On March 14, 2011, submitted the DMR for the monitoring period ending November 30, 2010;
- d. On March 22, 2011, tested the backflow prevention device;
- e. On May 17, 2011, purchased a chlorine meter and began properly conducting the chlorine residual analysis and installed a ruler for accurate Flow measurement;
- f. By May 17, 2011, blocked off the weirs so that all effluent would pass over the chlorine tablets prior to exiting the chlorine contact chamber;
- g. By May 17, 2011, increased the air flow in the aeration basin to eliminate the dead spots;
- h. By May 17, 2011, installed new bar screens that prevent solids from entering the aeration basin, the clarifier, and the effluent retention tank;
- i. By May 17, 2011, implemented improved procedures for waste removal to prevent accumulation of solids in the aeration basin, the clarifier, and the effluent retention tank; and
- j. By May 17, 2011, implemented procedures to ensure that the door to the effluent retention tank room and the gate to the Facility are locked when no one was present.

II. CONCLUSIONS OF LAW

- 1. The Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. WATER CODE chs. 7 and 26 and the rules of the Commission.
- 2. As evidenced by Findings of Fact No. 3, the Respondent failed to comply with the permitted effluent limits, in violation of Tex. Water Code § 26.121(a), 30 Tex. Admin. Code § 305.125(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0011032001, Effluent Limitations and Monitoring Requirements Nos. 1, 2, and 6.
- 3. As evidenced by Findings of Fact No. 4, the Respondent failed to submit DMRs at the specified frequency, in violation of 30 TEX. ADMIN. CODE §§ 305.125(17) and 319.7(d) and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 1.
- 4. As evidenced by Findings of Fact No. 5, the Respondent failed to submit a timely, complete, and accurate annual sludge report for the monitoring period ending July

- 31, 2010, in violation of 30 Tex. ADMIN. CODE § 305.125(17) and TPDES Permit No. WQ0011032001, Sludge Provisions.
- 5. As evidenced by Findings of Fact No. 6, the Respondent failed to submit noncompliance notification reports for effluent violations which deviate from the permitted effluent limitation by more than 40%, in violation of 30 Tex. Admin. Code § 305.125(1), and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 7.c.
- 6. As evidenced by Findings of Fact No. 7, the Respondent failed to have all required monitoring and reporting records for sludge removal from the Facility available for review upon request, in violation of 30 Tex. Admin. Code §§ 305.125(1) and (11)(B) and TPDES Permit No. WQ0011032001, Operational Requirements No. 11.f. and Sludge Provisions, Section II.E.
- 7. As evidenced by Findings of Fact No. 8, the Respondent failed to provide accurate flow measurements that conform to those prescribed in the Water Measurements Manual, United States Department of the Interior Bureau of Reclamation, Washington, D.C. or methods that are equivalent as approved by the Executive Director and to properly conduct the chlorine residual analysis, in violation of 30 Tex. Admin. Code §§ 305.125(1) and 319.11(b) and (d) and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 2.
- 8. As evidenced by Findings of Fact No. 9, the Respondent failed to conduct and maintain records of process controls at the Facility, in violation of 30 Tex. ADMIN. CODE § 305.125(5) and TPDES Permit No. WQ0011032001, Operational Requirements No. 1.
- 9. As evidenced by Findings of Fact No. 10, the Respondent failed to have the backflow prevention device tested annually, in violation of 30 Tex. ADMIN. CODE § 317.4(a)(8).
- As evidenced by Findings of Fact No. 11, the Respondent failed to implement an adequate disinfection mechanism, in violation of 30 Tex. Admin. Code § 305.125(5) and TPDES Permit No. WQ0011032001, Operational Requirements No. 1.
- 11. As evidenced by Findings of Fact No. 12, the Respondent failed to ensure that the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 Tex. ADMIN. CODE § 305.125(5) and TPDES Permit No. WQ0012342001, Operational Requirements No. 1.
- 12. As evidenced by Findings of Fact No. 13, the Respondent failed to prevent the unauthorized discharges of wastewater, in violation of Tex. Water Code § 26.121, 30 Tex. Admin. Code § 305.125(1), and TPDES Permit No. WQ0011032001, Permit Conditions No. 2.g.
- 13. As evidenced by Findings of Fact No. 14, the Respondent failed to report the unauthorized discharge of wastewater, in violation of 30 Tex. ADMIN. CODE § 305.125(9) and TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements No. 7.a.

- 14. Pursuant to Tex. Water Code § 7.051, the Commission has the authority to assess an administrative penalty against the Respondent for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
- An administrative penalty in the amount of Forty-Three Thousand Two Hundred Sixty-Nine Dollars (\$43,269) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in Tex. Water Code § 7.053. The Financial Assurance Section of the Commission's Financial Administration Division reviewed financial documentation submitted by the Respondent and determined that the Respondent is unable to pay part of the administrative penalty. Therefore, Thirty-Five Thousand Three Hundred Nine Dollars (\$35,309) of the penalty is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, including the payment schedule, the Executive Director may require the Respondent to pay all or part of the deferred penalty.

The Respondent has paid Two Hundred Twenty-Five Dollars (\$225) of the undeferred administrative penalty. The remaining amount of Seven Thousand Seven Hundred Thirty-Five Dollars (\$7,735) of the administrative penalty shall be payable in 35 monthly payments of Two Hundred Twenty-One Dollars (\$221) each. The next monthly payment shall be paid within 30 days after the effective date of this Agreed Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment. If the Respondent fails to timely and satisfactorily comply with the payment requirements of this Agreed Order, the Executive Director may, at the Executive Director's option, accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. In addition, the failure of the Respondent to meet the payment schedule of this Agreed Order constitutes the failure by the Respondent to timely and satisfactorily comply with all the terms of this Agreed Order.

III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed an administrative penalty in the amount of Forty-Three Thousand Two Hundred Sixty-Nine Dollars (\$43,269) as set forth in Section II, Paragraph 15 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in

any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Chester Alton Andrews, Docket No. 2011-0792-MWD-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. The Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Agreed Order:
 - i. Develop and implement a system for keeping all required records available for review, including but not limited to sludge records;
 - ii. Begin implementing process controls, in accordance with TPDES Permit No. WQ0011032001, Operational Requirements No. 1;
 - iii. Submit the DMRs for the monitoring periods ending December 31, 2010 and January 31, 2011 and a complete and accurate annual sludge report for the monitoring period ending July 31, 2010 to:

Compliance Monitoring Section Enforcement Division, MC 224 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

- iv. Submit the noncompliance notification reports for deviations of TSS limitations by more than 40% during the month of February 2009 and deviations of the BOD limitations by more than 40% during the month of May 2010;
- v. Submit the unauthorized discharge notifications for the overflows that occurred at the cleanouts located prior to the Facility;
- vi. Update the Facility's operational guidance and conduct employee training to ensure that self-reporting requirements are properly accomplished, including the timely submittal of signed and certified monthly DMRs, the timely submittal of signed and certified annual sludge reports, the timely submittal of noncompliance notification reports for effluent violations which deviate from the permitted effluent limitation by more than 40%, and the timely submittal of unauthorized discharge notifications, in

accordance with TPDES Permit No. WQ0011032001, Monitoring and Reporting Requirements Nos. 1, 7.a, and 7.c, and Sludge Provisions; and

- vii. Clean up the debris around both cleanouts prior to the Facility.
- b. Within 45 days after the effective date of this Agreed Order, submit written certification of compliance with Ordering Provision Nos. 2.a.i. through 2.a.vii., in accordance with Ordering Provision No. 2.f. below;
- c. Within 60 days after the effective date of this Agreed Order, either obtain approval for the current disinfection mechanism or install and begin implementing an approved disinfection mechanism;
- d. Within 75 days after the effective date of this Agreed Order, submit written certification of compliance with Ordering Provision No. 2.c., in accordance with Ordering Provision No. 2.f. below
- e. Within 90 days after the effective date of this Agreed Order, submit written certification of compliance with the permitted effluent limitations of TPDES Permit No. WQ0011032001, including specific corrective actions that were implemented at the Facilities to achieve compliance and copies of the most current self-reported discharge monitoring reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations. The certification shall be in accordance with Ordering Provision No. 2.f. below;
- f. The written certification of compliance required by Ordering Provisions Nos. 2.b., 2.d., and 2.e. shall include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team Enforcement Division, MC 149A Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

with a copy to:

Water Section, Manager Dallas/Fort Worth Regional Office Texas Commission on Environmental Quality 2309 Gravel Drive Fort Worth, Texas 76118-6951

- 3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
- 4. If the Respondent fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 5. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
- 6. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the Respondent if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 7. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 8. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 9. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or

otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under Tex. Bus. Org. Code § 1.002.

The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 Tex. Admin. Code § 70.10(b) and Tex. Gov't Code § 2001.142.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	
Pan Janue J. For the Executive Director	7/13/12 Date
Chester Alton Andrews. I am authorized to a Chester Alton Andrews, and do agree to t	nd the attached Agreed Order in the matter of agree to the attached Agreed Order on behalf of the specified terms and conditions. I furthe ment for the penalty amount, is materially relying
procedural rights, including, but not limited to, by this Agreed Order, notice of an evidentiary the right to appeal. I agree to the terms of the	ed Order, Chester Alton Andrews waives certain, the right to formal notice of violations addressed hearing, the right to an evidentiary hearing, and e Agreed Order in lieu of an evidentiary hearing judication by the Commission of the violations se
 and/or failure to timely pay the penalty amoun A negative impact on compliance histor Greater scrutiny of any permit applicati Referral of this case to the Attorney additional penalties, and/or attorney fee Increased penalties in any future enforced Automatic referral to the Attorney Gen and TCEQ seeking other relief as authorized 	ry; cons submitted; General's Office for contempt, injunctive relief es, or to a collection agency; cement actions; neral's Office of any future enforcement actions
Chutu attor andrew Signature	March 17, 20/2-
Name (Printed or typed) Authorized Representative of Chester Alton Andrews	Title